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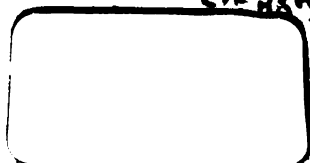
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JOURNAL
OF THE
HOUSE OF ASSEMBLY
OF THE
PROVINCE
OF
NEW BRUNSWICK,

FROM THE
THIRTY FIRST DAY OF JANUARY,

TO THE
ELEVENTH DAY OF APRIL, 1843:

Being the First Session of the Thirteenth General Assembly.

FREDERICTON:
JOHN SIMPSON, PRINTER TO THE QUEEN'S MOST EXCELLENT MAJESTY.

1843.





By His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN
GEORGE COLEBROOKE, K. H., Lieutenant Governor and
Commander in Chief of the Province of New Brunswick, &c. &c. &c.

W. M. G. COLEBROOKE, Lt. Governor.

A PROCLAMATION.

WHEREAS the General Assembly of this Province stands prorogued to Tuesday the twenty eighth day of June instant, I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the fourth Tuesday in September next.

Given under my Hand and Seal at Fredericton, the fifteenth day of June, in the year of our Lord one thousand eight hundred and forty two, and in the fifth year of Her Majesty's Reign.

By His Excellency's Command.

WM. F. ODELL.



By His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN
GEORGE COLEBROOKE, K. H., Lieutenant Governor and
Commander in Chief of the Province of New Brunswick, &c. &c. &c.

W. M. G. COLEBROOKE, Lt. Governor.

A PROCLAMATION.

WHEREAS the General Assembly of this Province stands prorogued to Tuesday the twenty seventh day of September instant, I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the fourth Tuesday in December next.

Given under my Hand and Seal at Fredericton, the twenty second day of September, in the year of our Lord one thousand eight hundred and forty two, and in the sixth year of Her Majesty's Reign.

By His Excellency's Command.

WM. F. ODELL.



By His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN
GEORGE COLEBROOKE, K. H., Lieutenant Governor and
Commander in Chief of the Province of New Brunswick, &c. &c. &c.

W. M. G. COLEBROOKE, Lt. Governor.

A PROCLAMATION.

WHEREAS the General Assembly of this Province stands prorogued to the Fourth Tuesday in December instant, I have thought fit, by and with the advice of Her Majesty's Executive Council, to dissolve the said General Assembly, and the same is hereby dissolved accordingly; whereof all Persons whom it may concern will take due notice:

And I have further thought fit, by and with the advice aforesaid, to order and direct that Writs for calling a new General Assembly, be forthwith issued in due form, returnable on Saturday the fourteenth day of January next.

Given under my Hand and Seal at Fredericton, the first day of December, in the year of our Lord one thousand eight hundred and forty two, and in the sixth year of Her Majesty's Reign.

By His Excellency's Command.

WM. F. ODELL.



By His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN
GEORGE COLEBROOKE, K. H., Lieutenant Governor and
Commander in Chief of the Province of New Brunswick, &c. &c. &c.

W. M. G. COLEBROOKE, Lt. Governor.

A PROCLAMATION.

WHEREAS the General Assembly of this Province has been summoned to meet at Fredericton on Saturday the fourteenth day of this instant January, I have thought fit to prorogue the said General Assembly, and the same is hereby prorogued to Tuesday the thirty first day of this instant January, then to meet at Fredericton for dispatch of business.

Given under my Hand and Seal at Fredericton, the second day of January, in the year of our Lord one thousand eight hundred and forty three, and in the sixth year of Her Majesty's Reign.

By His Excellency's Command.

WM. F. ODELL.

JOURNAL
OF THE
HOUSE OF ASSEMBLY
OF THE
PROVINCE
OF
NEW BRUNSWICK.

His Excellency Sir William Macbean George Colebrooke, K. H., Lieutenant Governor and Commander in Chief, &c. &c. &c.

Fredericton, Tuesday, January 31, 1843.

HIS Excellency the Lieutenant Governor having been pleased, by Proclamation, bearing date the first day of December last, to dissolve the late General Assembly, and to order that new Writs issue for electing Members to form a House of Assembly; and having, by further Proclamation, bearing date the second day of January instant, summoned a meeting of the General Assembly on this day for the dispatch of business:—

The Clerk of the Crown in Chancery delivered to the Clerk of the Assembly a Roll, containing the names of the Members returned by the Sheriffs of the several Counties as duly elected, which are as follow:—

YORK.

John Allen,
James Taylor,
Lemuel A. Wilmot,
Charles Fisher.

CITY OF SAINT JOHN.

Robert L. Hazen,
Lewis Burns.

COUNTY OF SAINT JOHN.

Charles Simonds,
John R. Partelow,
John Jordan,
Robert Payne.

WESTMORLAND.

Philip Palmer,
John Smith,
William Hazen Botsford,
Daniel Hanington.

CHARLOTTE.

Robert Thomson,
James Boyd,
George Stilman Hill,
James Brown.

KINGS.

Samuel Freeze,
Sylvester Z. Earle.

QUEENS.

John Earle,
Thomas Gilbert.

SUNBURY.

William Scoullar,
Whitehead S. Barker.

CARLETON.

Charles Perley,
Jeremiah M. Connell.

NORTHUMBERLAND.

Alexander Rankin,
John T. Williston.

KENT.

John Wesley Weldon,
David Wark.

GLOUCESTER.

William End,
Joshua Alexandre.

RESTIGOUCHE.

Andrew Barberie,
Peter Stewart.

WM. F. ODELL, Cl. Cor.

A Commission having issued under the Great Seal, bearing date the twentieth day of January instant, appointing Ward Chipman, William Botsford, James Carter, and Robert Parker, Esquires, Commissioners for the duly qualifying the said Members; the Honorable James Carter, one of the Commissioners named in the said Commission, attended, and administered the Oaths to the following Members, who thereupon subscribed the Declaration:—

John Allen,
James Taylor,
Lemuel A. Wilmot,
Charles Fisher,
Robert L. Hazen,
Lewis Burns,
Charles Simonds,
John R. Partelow,
John Jordan,
Robert Payne,
Philip Palmer,
John Smith,
William Hazen Botsford,
Daniel Hanington,
Robert Thomson,
James Boyd,
George Stilman Hill,

James Brown,
Samuel Freeze,
Sylvester Z. Earle,
John Earle,
Thomas Gilbert,
William Scoullar,
Whitehead S. Barker,
Charles Perley,
Jeremiah M. Connell,
Alexander Rankin,
John T. Williston,
John Wesley Weldon,
David Wark,
William End,
Joshua Alexandre,
Andrew Barberie,
Peter Stewart.

A Message was then received from His Excellency the Lieutenant Governor, by Beverley H. Jouett, Esquire, Gentleman Usher of the Black Rod, requiring the immediate attendance of the House in the Council Chamber.

The House attended accordingly, when the Honorable William Black, acting President of the Legislative Council, said—

“Honorable Gentlemen of the Legislative Council, and

“Gentlemen of the House of Assembly,

“I am commanded by His Excellency the Lieutenant Governor to inform you, that he doth not think it expedient to declare the causes for which he has summoned this General Assembly until there be a Speaker of the House of Assembly. It is therefore His Excellency's pleasure that you, Gentlemen of the Assembly, do repair to the place where your Sittings are usually held, and there choose a fit person to be your Speaker, and that you present the person who shall be so chosen to His Excellency for his approbation.”

And the House being returned—

Mr. Partelow, a Member from the County of Saint John, addressing himself to the Clerk, said—

“MR. WETMORE,

“Having been commanded by His Excellency the Lieutenant Governor to elect a Speaker, I rise to address you, as Clerk, for the purpose of nominating the Honorable John Wesley Weldon to fill that important office.

“Possessing Conservative Principles and a thorough knowledge of the Constitution,—intimately acquainted with the forms and proceedings of Parliament,—and endowed with abilities of no ordinary character; I consider him admirably well qualified to hold the proud position of the first Commoner in New Brunswick, and I hope that a majority of this House will sustain me in that opinion:—

“I therefore move that he take the Chair.”

Mr. End, a Member from the County of Gloucester, then addressed the Clerk, and said:—

“That in seconding the motion of the Honorable Member for the County of Saint John, he should cheerfully respond to the sentiments expressed by that Gentleman in reference to Mr. Weldon:—His intimate knowledge of Parliamentary usages had become proverbial in the House, and his firmness upon every occasion, where the Constitutional

Constitutional Rights of the Loyal People of the Province required his support, could not have been overlooked by their Representatives:—In every stage of his political career he had shewn himself worthy of confidence."

Mr. Hill, a Member for the County of Charlotte, then addressing himself to the Clerk, recommended to the House that Lemuel Allan Wilmot, Esquire, be elected to the office of Speaker; whereupon

Mr. Wilmot arose, and declined the honor of being put in nomination therefor.

The Honorable Mr. Weldon, being the only person placed in nomination, was then taken from his seat by Mr. Partelow and Mr. End, and conducted by them to the Chair; and when standing on the step, expressed himself as follows:—

"I beg the House to believe that I feel grateful for this mark of their confidence: To succeed a Gentleman who has so long and so ably filled the Chair is a task of no ordinary kind, and I may well distrust my own abilities; but if honesty of purpose—strict impartiality, and a due regard for the rights and privileges of this House, will secure to me the confidence of the Assembly, I shall endeavour to deserve it."

Mr. Weldon then took the Chair.

A Message from His Excellency the Lieutenant Governor, by the Gentleman Usher of the Black Rod, requiring the immediate attendance of the House in the Council Chamber.

Accordingly Mr. Speaker elect, with the House, went up to the Council Chamber.

And being returned—

Mr. Speaker reported, that he addressed His Excellency to the effect following:—

"*May it please Your Excellency,*

"The Assembly having received Your Excellency's commands, returned to the place where they usually sit, and, in the exercise of their undoubted right, immediately proceeded to choose a Speaker:—They have elected me to that important office, and now present me to be approved of by Your Excellency."

The Honorable Mr. Black then spoke as follows:—

"MR. WELDON,

"I am commanded by His Excellency to assure you, that he is fully sensible of your zeal for the Public Service, and your sufficiency to execute the duties of the high office to which you have been elected by the House of Assembly, and that he doth the most readily approve of their choice, and allow and confirm you to be their Speaker."

That he, Mr. Speaker, then further addressed His Excellency in the following words:—

"*May it please Your Excellency,*

"Your Excellency having been pleased to confirm the choice which the House of Assembly have made in electing me as their Speaker, it now becomes my duty, on behalf of the Assembly, to demand that they have all their ancient and undoubted rights and privileges, especially freedom of speech,—freedom from arrest,—access to Your Excellency whenever the Public Service may require it, and that the most favorable construction be put upon all their proceedings:—On my own behalf, I have to intreat that any error of mine may not be imputed to the Assembly."

To which the Honorable Mr. Black again replied:—

"MR. SPEAKER,

"His Excellency hath the utmost confidence in the loyalty and attachment of this House of Assembly to Her Majesty's Person and Government, and in the wisdom, temper and prudence, which will accompany all their proceedings; and he doth most readily and willingly grant and allow them all their privileges in as full and ample a manner as they have at any time heretofore been granted and allowed.

"With respect to yourself, Sir, though His Excellency is sensible that you do not stand in need of such an assurance, His Excellency will ever put the most favorable construction on your words and actions."

Mr.

Mr. Partelow moved for leave to bring in a Bill to amend the Laws to provide for the greater safety of Passengers on board Steam Boats.

Leave granted.

Mr. Speaker then further reported, that when in attendance on His Excellency in the Council Chamber, His Excellency had been pleased to make a Speech to both Houses, and that he (Mr. Speaker) had, to prevent mistakes, procured a copy thereof, which he read to the House and is as followeth :—

“ Mr. President, and Honorable Gentlemen of the Legislative Council,

“ Mr. Speaker, and Gentlemen of the House of Assembly,

“ HAVING called you together at the earliest period that has been practicable since the termination of the Elections, which were unavoidably deferred to a late season of the year, I meet you with an impression that, as we are assembled to deliberate on the affairs of the Province, under circumstances of more than ordinary interest, you will be animated by that public spirit which is required to enable us to fulfil the expectations of the Country.

“ You will participate in the gratification which Her Majesty’s Subjects in general have felt in the recent and brilliant successes which have signalised the operations of Her Naval and Military Forces in the East, and which have offered so prominent an occasion for National gratitude and felicitation in the prospects which those successes have opened to British enterprise.

“ I congratulate you also on the ratification by Her Majesty of a Treaty with the United States, for the settlement of the Boundary between those States and the British Provinces ; an event by which a protracted dispute, calculated to have disturbed the peace of both Countries, has been happily terminated, and which is likely to prove advantageous to Commerce.

“ The abundant Harvest of the last season with which Providence has blessed the labours of the people, as well in the United Kingdom as in these Colonies, has demanded the expression of our thankfulness. The relief it has afforded, under the depression to which the Country has been subject, has drawn attention to the Agricultural resources of the Province. I have taken advantage of this disposition, by encouraging the formation of extensive Settlements on the Crown Lands, under regulations calculated to prevent the evils attendant on the desultory occupation of them. I recommend to you that Legislative provision should be made to check the illegal occupation of the Crown Lands, and also of the Indian Reserves, and to secure the Revenue derivable from them.

“ A revision of the Election Laws will also become necessary in order to protect the Constitutional rights of the Freeholders, and for the security of the public peace at Elections, which are likely to be of more frequent occurrence under the Act of the last Session.

“ As the Laws for the support of the Parochial Schools in the Province will shortly expire, I have prosecuted such further enquiries into their condition as will be a guide to you in applying a remedy to the defects of the system. From its importance to the welfare of the rising generation, I recommend the subject to your early attention.

“ It is unnecessary that I should recapitulate to you the measures, which have appeared to me to be called for, to improve, on English principles, the Institutions of the Province, and which have so much engaged the attention of the Country : but there is one subject which it is incumbent on me at this time to recommend to your particular notice ;—I allude to the timely adoption of such a system of Finance, as will be calculated to restore confidence in the integrity of the Province and retrieve the Public Credit.

“ Mr. Speaker, and Gentlemen of the House of Assembly,

“ Since the close of the last Session my attention has been unremittingly given to the means of alleviating, so far as it has been practicable, the embarrassments arising from the failure of the Revenue, and the depreciation of the Provincial Credit. The Accounts for the last year, which have been fully audited, will be laid before you, from which you will observe that extraordinary means will be required to relieve the Public Creditor. In proposing to raise such moderate Duties as would not press unduly upon

upon Commerce, I anticipate that there will nevertheless be adequate means to provide with economy for the Public Service, and for those objects which in a new Country require the protection of the Legislature.

*"Mr. President and Honorable Gentlemen of the Legislative Council,
"Mr. Speaker and Gentlemen of the House of Assembly,*

"Her Majesty's Government having acquiesced in the proposal to ascertain the practicability of opening a Canal to connect the Gulf of Saint Lawrence with the Bay of Fundy, this Survey is now in progress, and another important work has been liberally undertaken by Her Majesty's Government in the Survey of that Bay and its tributary Rivers. From these and other researches, of which Reports will be laid before you, I am led to anticipate that the great natural resources of the Province will engage attention in the United Kingdom. That it should prove an attractive region to those who, attached to the Constitution of their Country, would bring with them a knowledge of its Arts and Institutions, will, I am confident, be in accordance with your feelings; and I can desire no higher gratification than in fostering the growth of those principles which have raised the English Nation to her present pre-eminence and which, under Providence, will ensure the prosperity of succeeding generations."

On motion of Mr. Allen,

Resolved, That a Standing Committee be appointed, to whom may be referred all matters which may hereafter arise, that may in any way be supposed to affect the Privileges of the House.

Ordered, That Mr. Allen, Mr. End, Mr. Hill, Mr. Fisher and Mr. Burns do compose the Committee.

On motion of Mr. Scoullar,

Ordered, That two hundred copies of His Excellency's Speech be forthwith printed for the use of the Legislature.

On motion of Mr. Brown,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, in answer to His Speech at the opening of the Session.

Ordered, That Mr. Brown, Mr. Allen, Mr. Barberie, Mr. Wilmot and Mr. Hazen be a Committee to prepare the Address.

The Honorable Mr. Speaker informed the House, that the Clerk had communicated to him that he had nominated George Lee, Junior, Esquire, to the Office of Clerk Assistant of the Assembly; and the nomination being approved of by the House, Mr. Lee took his seat at the Clerk's Table.

On motion of Mr. Allen,

Resolved, unanimously, That the Reverend John Mayne Stirling, A. M., be the Chaplain of this House.

On motion of Mr. Hazen,

Resolved, That a Committee be appointed to revise the former Rules and Regulations for the House of Assembly of this Province, and to make further Rules and Regulations for the government thereof.

Ordered, That Mr. Hazen, Mr. Fisher, Mr. Hill, Mr. S. Earle and Mr. Perley be the Committee for that purpose.

On motion of Mr. Alexandre,

Resolved, That a Committee be appointed to take into consideration all matters connected with the Fisheries, and report thereon to the House.

Ordered. That Mr. Alexandre, Mr. Boyd, Mr. Hanington, Mr. Payne, Mr. Burns and Mr. Stewart do compose the Committee.

On motion of Mr. Wilmot,

Resolved, That a Select Committee be appointed to take into consideration the subject of the Contingent expenses of the House, and that the Committee do submit their Report thereon to-morrow.

Ordered, That Mr. Wilmot, Mr. Hazen, Mr. Barberie, Mr. Hanington and Mr. Boyd be the Committee for that purpose.

On

On motion of Mr. Connell,

Ordered, That the Journals of this House be daily printed, or so soon as a copy thereof can be prepared by the Clerk, and that the Printer do furnish five hundred copies thereof for the use of the Legislature.

On motion of Mr. Fisher,

Resolved, That a Committee be appointed, consisting of a Member from each County, to take into consideration the state of all the Roads of Communication in the Province, and report the same to the House; and that they also report what sums it may be necessary to grant for repairing and improving as well the Great as Bye Roads.

Ordered, That Mr. Fisher, Mr. Connell, Mr. Scoullar, Mr. S. Earle, Mr. J. Earle, Mr. Brown, Mr. Partelow, Mr. Palmer, Mr. Wark, Mr. Rankin, Mr. Alexandre and Mr. Barberie do compose the Committee.

Mr. Partelow, by leave, presented a Petition from William H. Street, Esquire, a Candidate at the last Election holden for the City of Saint John for Members to represent them in this General Assembly, together with one hundred and forty others, Freeholders and Freemen of the said City; praying that an investigation may be had of the votes given at such Election for Lewis Burns, Esquire, one of the Members returned to represent the said City and those given for the said William H. Street, Esquire; and further, that the said Petitioners be heard before the House or a Committee thereof, touching the several allegations set forth in the said Petition; and he having read the same—

Ordered, That it be received and lie on the Table.

On motion of Mr. Wilmot,

Resolved, That a Committee be appointed, consisting of a Member from each County, to whom shall be referred all matters which may be brought before the House, in any way affecting the Agricultural Interests of the Province.

Ordered, That Mr. Wilmot, Mr. Perley, Mr. Barker, Mr. Smith, Mr. Thomson, Mr. Gilbert, Mr. Freeze, Mr. Wark, Mr. Williston, Mr. Alexandre, Mr. Barberie and Mr. Jordan do compose the Committee.

On motion of Mr. Partelow,

Ordered, That no Petition be received or Bill brought in after the twenty fifth day of February next, except by special leave of the House.

On motion of Mr. Brown,

Resolved, That a Committee be appointed to take into consideration all matters relating to the Finances of the Province, and to report thereon to the House.

Ordered, That Mr. Brown, Mr. Wark, Mr. End, Mr. Fisher and Mr. Burns be the Committee for that purpose.

On motion of Mr. Jordan,

Resolved, That a Committee be appointed to whom may be referred all Petitions for allowances to Teachers of Schools who have not received any part of the Provincial Grants.

Ordered, That Mr. Jordan, Mr. Boyd, Mr. Allen, Mr. Wark, Mr. Palmer and Mr. End do compose the Committee.

On motion of Mr. Boyd,

Resolved, That a Committee be appointed to take under their consideration all matters relating to Light Houses within the Province, and to report thereon from time to time to the House.

Ordered, That Mr. Boyd, Mr. Rankin and Mr. Payne be the Committee for that purpose.

On motion of Mr. Payne,

Resolved, That a Committee be appointed to examine and report to the House what Laws have expired, or are near expiring.

Ordered, That Mr. Payne, Mr. Fisher and Mr. End be the Committee for that purpose.

On motion of Mr. Taylor,

Resolved, That a Standing Committee be appointed to examine and report upon Public Accounts.

Ordered,

Ordered, That Mr. Partelow, Mr. Taylor, Mr. Scoullar, Mr. Rankin, Mr. Thomson, Mr. Botsford and Mr. Payne do compose the Committee.

On motion of Mr. Williston,

Resolved, That a Standing Committee be appointed, to whom shall be referred all matters which may in any way affect the Trade of the Province.

Ordered, That Mr. Williston, Mr. Taylor, Mr. Stewart, the Honorable Mr. Simonds, Mr. Alexandre and Mr. Burns do compose the Committee.

On motion of Mr. Partelow,

Ordered, That the House do on Friday next, being the 3d day of February, go into Committee of the whole, in consideration of the Speech from His Excellency the Lieutenant Governor at the opening of the Session.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 1st February, 1843.

Prayers.

Mr. Smith, by leave, presented a Petition from James Wallace, Lewis Trites, James Black, John Trenholm, and 460 others, inhabitants of the County of Westmorland, praying that the said County may be divided into two separate and distinct Counties; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Smith moved for leave to bring in a Bill to divide the County of Westmorland into two Counties, and to provide for the Government and Representation of the new County.

Leave granted.

Mr. Partelow, by leave, presented a Petition from Rachael Martin, a valuable Instructress of Youth, praying a Legislative Grant for her services in that capacity; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. Wark, by leave, presented a Petition from Edward Cavana, of the Parish of Carleton, in the County of Kent, praying compensation for having taught a School in that Parish for a period of twelve months ending in August, 1842, he not having received any compensation under the Act relating to Parish Schools; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

The Honorable Mr. Simonds, by leave, presented a Petition from Thomas Hayward, praying to be remunerated for teaching a School in the Parish of Lancaster and County of Saint John, for a period of six months ending in December last; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

The Honorable Mr. Simonds, also by leave, presented a Petition from Thomas M'Elroy, praying for a return of Duties on articles consumed by the Great Fire in the Parish of Portland and County of Saint John, on the 17th of August, 1841; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

The Honorable Mr. Simonds, by command of His Excellency the Lieutenant Governor, laid before the House the following Documents, made up by the Provincial Treasurer, viz :—

Abstract shewing the state of the Revenue for the past year :

Statement shewing the Finances of the Province on the 31st day of December last.

[See Appendix.]

On motion of Mr. Partelow,

Ordered, That the said Returns be referred to the consideration of the Committee of Finance to report thereon.

Mr.

Mr. Hill, by leave, presented a Petition from S. P. Frink and William Campbell, Overseers of the Poor for the Parish of Saint Stephen, in the County of Charlotte, praying to be reimbursed the expenses incurred in the support of indigent Emigrants in that Parish during the past year ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. Hill, also by leave, presented a Petition from F. H. Todd, Robert Watson and 27 others, praying that an Act may pass in amendment of the Act to incorporate the Saint Stephen's Marine Assurance Company ; which he read.

Ordered, That the said Petition be received and lie on the Table.

The Honorable Mr. Simonds laid before the House—

A Report from the Commissioners of the Marine Hospital at Saint John for the past year ; also

A Return of Patients admitted into that Establishment, made up to 31st December, 1842.

[*See Appendix.*]

Mr. Partelow, by leave, presented a Petition from John Walker, of the City of Saint John, praying to be reimbursed for Duties paid on Bricks imported for and used in the erection of a Building for the accommodation of the Customs Departments and other Public Offices at that place ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. S. Earle, by leave, presented a Petition from James Laird, praying to be remunerated for teaching a School for a period of four months in the Parish of Kingston, in King's County, during the past year ; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Partelow, by leave, presented a Petition from William Leavitt, of the City of Saint John, praying to be reimbursed double Head Money paid on Passengers from Liverpool by the Ship Portland during the past year ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. Partelow, also by leave, presented a Petition from George and Joseph Salter, of the City of Saint John, Merchants, praying to be reimbursed double Duties paid on Foreign Flour imported from Nova Scotia during the past year ; as also for Draw-back on Sugar exported to Nova Scotia within the same period ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. End, by leave, presented a Petition from Henry W. Baldwin, and others, Commissioners for building the Bridge at Bathurst Basin, in the County of Gloucester, praying that a grant may pass to enable them to pay off the balance due for the erection of the said Bridge ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. S. Earle, by leave, presented a Petition from Mary Ketchum, praying compensation for teaching a School at Hampton, in King's County, for a period of six months in the year 1838 ; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Barberie, by leave, presented a Petition from John Ambrose Street, Esquire, and 103 Freeholders and others, of the County of Northumberland, complaining of an undue Election for that County ; and praying that certain Votes not allowed to be polled at the said Election may be added to the Poll Book, or a Scrutiny of the Votes may be granted, or such other redress in the premises as the House may be pleased to grant ; which he read.

Ordered, That the said Petition be received and lie on the Table.

On

On motion of Mr. Partelow,

Ordered, That the House do on Wednesday the 15th day of February instant, at the hour of 12 o'clock at noon of the same day, take into consideration the several matters contained in the Petition of William H. Street, Esquire, and others, and which was presented to the House yesterday, complaining of the undue election and return of Lewis Burns, Esquire, as a Member for the City of Saint John.

Mr. Taylor moved for leave to bring in a Bill to authorize the Justices of the Peace for the County of York to regulate the Assize of Bread in the Town of Fredericton.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Taylor, by leave, presented a Petition from the Reverend William T. Wishart, the Reverend Samuel Robinson, the Reverend William Temple, and 51 others, praying that an Act may pass authorizing the substitution of Declarations in the place of Oaths from such Members of Christian Churches as have conscientious objections to swearing; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Partelow,

Resolved, That a Committee be appointed to enquire into and report upon the cost of the Provincial Printing provided for by this House and the Executive Government for the last four years; and also to consider what measures may be devised for causing a reduction in this branch of the Public Service.

Ordered, That Mr. Partelow, Mr. Wilmot, Mr. Barberie, Mr. Hill and Mr. Payne do compose the Committee.

Mr. Taylor moved for leave to bring in a Bill to amend an Act, intituled "An Act to lay a tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews."

Leave granted.

The said Bill being brought in was read a first time.

Mr. Taylor also moved for leave to bring in a Bill to authorize the Court of General Sessions of the Peace for the County of York to increase the amount to be paid for Tavern and Retail Licences.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Partelow, by leave, presented a Petition from George J. Harding, Esquire, M. D. Physician to the Quarantine Establishment at Saint John, praying to be remunerated for his services in that capacity; which he read.

Ordered, That the said Petition be received and lie on the Table.

The Honorable Mr. Speaker laid before the House—

A Communication from the Clerk of the House in reference to charges made at the Post Office Department, upon Packages addressed to him during the recess, containing the exchange of Journals and Laws with the Sister Colonies.

Mr. Freeze, by leave, presented a Petition from Humphrey Hayward and John Graves, of the Parish of Salisbury, in the County of Westmorland, praying to be paid a balance due them on a Road Contract taken under Benjamin L. Peters, Esquire, as Supervisor on the line of Great Road between Saint John and the Nova Scotia Line in the year 1839; which he read.

And upon the question that the said Petition be received and lie on the Table, the House divided—

YEAS, 16.

NAYS, 14.

Whereupon it was carried in the affirmative.

Mr. Barberie, by leave, presented a Petition from Edward M. Rogers, praying that the Provincial allowance may be granted to him for teaching a School in the Parish of Dalhousie, in the County of Restigouche, for a period of twelve months ending on the 10th day of June, 1842; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Wilmot, from the Committee appointed yesterday to take under consideration the subject of the Contingencies of the House, submitted a Report, embracing some of the matters referred to them, and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

"The Committee to whom were referred the subject of the Contingencies, have attended to that duty, and beg leave to Report :

"That their attention has been directed to the several ordinary items of "Postage," "Sleigh hire," and "Stationery."

"The gross amount of Postage Account against both Branches of the Legislature for 1841 was £449 6 8, of which the proportion of the Assembly was £326 16 8.

"The Account for 1842 against both Branches was £497 9s.; the proportion against the Assembly was £355 19 6.

"The Committee, after full consideration of this subject, beg leave to recommend that the following sums be allowed in lieu of Letter Postages for each County :—

Restigouche,.....	£8	Gloucester,.....	£6
Northumberland,.....	6	Kent,.....	6
Westmorland,.....	12	King's,.....	6
County of Saint John,.....	10	City of Saint John,.....	4
Charlotte,.....	12	Queen's,.....	5
Sunbury,.....	4	Carleton,.....	6
York,.....	4		

"These sums will effect a saving on the last year of about £75 per cent. currency.

"Another important point now arises, for the first time, as to the Postages of the Journals.

"The Committee have had laid before them a letter from the Postmaster to the Clerk, telling him, for the information of the House, that in consequence of instructions received by him from the General Post Office in Halifax, the Journals of the Legislature will in future be charged with a postage of one penny per sheet.

"At this rate, allowing six sheets a day for each Member, the probable amount of Postage for Journals for the Assembly will exceed £70 ; and the Committee submit for the consideration of the House, whether this branch of Postage should be paid out of the Treasury, in addition to the allowance above mentioned. The Committee cannot refrain from expressing their dissatisfaction with the rates of Postage as now established, and with the irresponsible and independent character of the Post Office establishment, so far as regards any control of the Provincial Government.

"It is the opinion of a majority of the Committee, that one of the Sleighs should be dispensed with.

"The Committee are informed, that in consequence of instructions from some Members of the late House, Mr. Turner, one of the drivers, has recently procured a new Sleigh at a large expense ; they therefore recommend that he should be continued at the rate of 20s. per diem, and that his public labours shall be exclusively confined to attendance on the House during the hours of business.

"The attention of the Committee has been called to the fact of a reduction of £15 having been made on Turner's allowance at the last Session, and they recommend that this sum be now given in consideration of the expense incurred by him in procuring a new Sleigh.

"With respect to the second Sleigh, the Committee are of opinion, that as the owner has been at considerable expense in providing for attendance on the House, a small allowance should be made, and they recommend the sum of £17 10s. for this purpose.

"As the Committee are of opinion that several items have hitherto been inserted in the Contingent Account which should be disposed of in Committee of Supply, they recommend that in future no sum be allowed for Contingencies until the account thereof be first laid before the House, and considered and approved of by a Committee of the whole, and that the account thereof, as allowed, should be printed in the Journals.

"The Committee will submit their observations on the subject of Stationery in a further Report.

"Respectfully submitted.

"L. A. WILMOT,
R. L. HAZEN,
A. BARBERIE,
JAMES BOYD,
D. HANINGTON.

Ordered,

Ordered, That the Report be accepted ; and

On motion of Mr. Wilmot ; further

Ordered, That the said Committee be continued, in order that they may report further upon the matters referred for their consideration.

On motion of Mr. Burns,

Resolved, That this House will make no further provision for reporting the Debates.

Upon the question for sustaining this Resolution, the House divided—

YEAS, 14.

NAYS, 13.

Whereupon it was carried in the affirmative.

Mr. Boyd, by leave, presented a Petition from James W. Chandler, Peter Smith, Thomas Perry, Thomas Sime and John Parkinson, Commissioners of the Alms House of Saint Andrews, and Overseers of the Poor for the Parish of Saint Andrews, in the County of Charlotte, praying to be reimbursed expenses incurred in the support of Emigrant Poor during the past year ; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. End,

Resolved, That a Committee be appointed to whom shall be referred all applications for grants of money alleged to have been expended in aid of Sick and Indigent Emigrants.

To which Mr. Hill moved as an amendment—

To expunge all after the word "*Resolved*," and substitute the following :—

" That a Special Committee be appointed, to whom shall be referred all Petitions praying for aid to distressed Emigrants, and to report to this House the amount which, in their opinion, should be granted to each of the different places claiming aid, so as that whole amount should not exceed the Emigrant Fund for the past year."

The question being taken upon the amendment, the House divided as follows :—

YEAS.

Mr. Hill,
Rankin,
Wark,
J. Earle,
S. Earle,
Gilbert,
Freeze,
Connell,
Barker,
Hanington,
Palmer,
Smith,
Alexandre.

NAYS.

The Hon. Mr. Simonds,
Mr. End,
Stewart,
Taylor,
Jordan,
Partelow,
Williston,
Scoullar,
Burns,
Payne,
Fisher,
Thomson,
Boyd.

And the division being equal, the Honorable Mr. Speaker decided in the affirmative.

Ordered, thereupon, That Mr. Hill, Mr. Scoullar, Mr. Fisher, Mr. Hanington and Mr. Partelow be the Committee for taking the subject of the Petitions under their consideration, to report thereon, in conformity with the foregoing Resolution.

On motion of Mr. End,

Ordered, That the Petition from the Commissioners of the Alms House for Saint Andrews, praying to be remunerated for relief extended to Emigrants, and ordered to lie on the Table, be referred to the foregoing Committee ; and

On motion of Mr. Hill,

Ordered, That the Petition from S. P. Frink and William Campbell, Overseers of the Poor for Saint Stephen, praying like reimbursement for relief to Emigrants, and which was referred to the Committee of Supply, be referred to the same Committee.

Mr. Brown, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, in answer to His Excellency's Speech at the opening of the Session, submitted a Draft thereof ; and he having read the same, handed it in at the Clerk's Table, where it was again read.

Ordered, That the Draft so reported be accepted.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 2d February, 1843.*Prayers.*

Read a second time the following Bills :—

A Bill to authorize the Justices of the Peace for the County of York to regulate the Assize of Bread in the Town of Fredericton :

A Bill to authorize the Court of General Sessions of the Peace for the County of York to increase the amount to be paid for Tavern and Retail Licences : and

A Bill to amend an Act, intituled "An Act to lay a Tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews."

Mr. Hanington, by leave, presented a Petition from John Bell, James Long, Bliss Botsford, and 138 others, inhabitants of the Counties of Westmorland and Kent, praying for a continuation of the grant for the encouragement of the Packet plying between Shediac in the said County of Westmorland, and Bedeque in Prince Edward Island.

Ordered, That the said Petition be received and lie on the Table.

Mr. Hill, by leave, presented a Petition from George Abbott and 92 others, praying for an alteration in the Act relating to the repairing of the Streets and Bridges in a part of the Parish of Saint Stephen, so as to admit of persons performing their labour in person or by substitute ; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Taylor moved for leave to bring in a Bill to authorize the Justices of the Peace for the County of York to levy an assessment to pay off the County Debt.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Boyd moved for leave to bring in a Bill to repeal so much of an Act, made and passed in the ninth year of the Reign of His Majesty, George the Fourth, intituled "An Act to levy a Tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews," as relates to the owners of Dogs residing on the Commons and Glebe in the Parish of Saint Andrews.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. End,

The House went into Committee of the whole on the Draft Address to His Excellency the Lieutenant Governor in answer to His Speech.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the said Address, and agreed to the same without making any amendment thereto.

Ordered, That the Report be accepted ; and

On motion of Mr. Partelow,

Resolved, unanimously, That the Address be engrossed, signed by the Speaker, and presented to His Excellency by the whole House ; and

On like motion of Mr. Partelow,

Resolved, That a Committee be appointed to wait upon His Excellency to know when he will be pleased to receive the House therewith.

Ordered, That Mr. Brown, Mr. Botsford and Mr. Scoullar be the Committee for that purpose.

On motion of Mr. Barberie,

Ordered, That the House do on Thursday the 16th day of February instant, at the hour of 12 o'clock at noon of the same day, take into consideration the several matters contained in the Petition of John Ambrose Street, Esquire, and others, and which was presented to the House yesterday, complaining of the undue election and return of John T. Williston, Esquire, as a Member for the County of Northumberland.

Mr. Hazen, from the Committee appointed to revise the Rules and Regulations for the Government of the House, reported—That the Committee having the subject thereof under their consideration, had prepared a Draft thereof, which he was directed to

to submit ; and that he was further directed to ask that the powers of the Committee might be extended to enable them to make a further Report upon the subject referred to them.

Ordered, That the Report be accepted ; and further

Ordered, That they do make further Report upon the matters referred for their consideration.

On motion of Mr. Fisher,

The House went into Committee of the whole on the Rules reported from the Select Committee.

Mr. Fisher in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them under their consideration, after making some amendments to the Rules prepared and submitted by the said Select Committee, had agreed to the same.

Ordered, That the Report be accepted.

The Rules so reported and amended, being then read at the Clerk's Table, are as follow :—

Rules for the Government of the House of Assembly.

1. That Prayers be read every day, by the Chaplain of the House, at the first opening thereof.

2. No Member do come into the House, or move from one place to another, with his hat on.

3. While the House is sitting, and any Member is speaking, no Member shall be allowed to speak or whisper so as to interrupt him, unless it be to speak to order.

4. When any Member intends to speak, he must stand up and address the Speaker ; if more than one rises, the Speaker shall determine who is up first ; and the Member named by him may speak.

5. No Member shall stand while another is speaking.

6. When any subject is being debated, if any Member arises to speak to another subject, any Member may, but the Speaker should, call him to order.

7. When any Member or the Speaker speaks to order, the question of order must be decided previous to the subject under discussion being proceeded in.

8. When any question is called for, and a division demanded, the Members voting in the affirmative will rise.

9. When a motion is made and seconded, it must be determined by the question, unless it is withdrawn by the mover, or the previous question, or adjournment be moved and carried.

10. When a motion is made and seconded, the Member's name who made the motion must be inserted in the Journal.

11. After a question is propounded, no Member shall speak more than once to the matter, except the mover, who shall be allowed the general reply.

12. When a question is decided by vote, the number of both the affirmatives and negatives, and also the Members' names, shall be inserted in the Journal, if insisted upon by two or more Members.

13. That the Journal of the preceding day be always read before any other business is taken up.

14. That the Sergeant at Arms do not permit any person to come within the House while it is sitting, except the Officers attending.

15. That all persons who will question any return of Members to serve in General Assembly, do question the same within fourteen days, (including the day of meeting,) after the meeting of the House ; and so within fourteen days, (including the day of meeting,) or of making such return, after any new return shall be brought in.

16. That the House will not enter into any scrutiny of votes polled at any election of Members to serve in General Assembly, unless a scrutiny was duly demanded of the Sheriff.

17. That any Member presenting a Petition, shall, in his place, acquaint the House of the general purport of the Petition, and ask leave for it to be read, which must be seconded before it is read.

18. That the Speaker shall not take the Chair for the purpose of proceeding with the business of the House, except to receive the Usher of the Black Rod, a Message from the Legislative Council, or to enforce the attendance of Members, unless at least fourteen Members, including the Speaker, be present; but for the purpose aforementioned, any number of Members, including the Speaker, shall be deemed sufficient after the hour has arrived to which the House may be adjourned.

19. That if any Member obtain leave of the House to act as an Attorney or Counsel in any matter pending before the House, he shall not speak or vote as a Member upon such matter.

20. That every Member be heard in his place, touching any charge brought against him, or any matter respecting his election, return or privilege, or whenever his private interest is affected, but shall withdraw before the House proceed thereon.

21. That in case of any offensive matter occurring in debate, the same shall be immediately noted down in writing, and noticed in the House the same day, otherwise it shall not be afterwards considered by the House.

22. That all orders of the day which, by reason of any adjournment shall not have been proceeded upon, shall be considered only as postponed till the next day on which the House shall sit.

23. That no Member of the House shall, upon any pretence whatever, either go to the Legislative Council, or answer in writing, or appear by Counsel to answer any accusation there, upon the penalty of being committed to the Sergeant at Arms, or to Prison, during the pleasure of the House.

24. That no Bill of a private or local nature shall be received by the House, unless such Bill has been previously read at the Assizes, or Court of Nisi Prius, or at some General Sessions of the Peace for the County, or City and County, interested in such Bill, in the presence of the Grand Jury, and a certificate be indorsed thereon by the Clerk of such Court, that the same was so read, or unless such Bill has been previously published four times in some of the newspapers published in the County interested in such Bill; when no newspaper is published in such County, in some newspaper published in the nearest adjoining County, or in the Royal Gazette.

25. That no money hereafter be appropriated for Bye Roads in any Parish of this Province, in any year, unless it shall appear by the certificate of the Clerk of the Peace for the County in which such Parish is situated, to be filed with the Clerk of this House, that a return has been made in the same year by the Commissioners of Roads of such Parish, that the Statute Labour has been performed by the inhabitants of the Parish for which any money is intended to be granted, or that the delinquents have been prosecuted according to Law.

Mr. Wilmot, by leave, presented a Petition from William Segee, Proprietor of one of the Stages in attendance upon the House, setting forth the large amount of expenses incurred by him in making provision for such attendance, and praying the consideration of the House therein; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Wilmot,

The House went into Committee of the whole on the Report from the Select Committee on the subject of the Contingencies of the House, and which was submitted yesterday.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Report before them, and that part thereof being under their consideration which relates to the expense of Postages, had passed one Resolution, and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“Resolved, As the opinion of this Committee, That the Scale of Postage as recommended by the Select Committee should be adopted.”

The Chairman then further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, and the Resolution reported by the Committee adopted by the House, and further, that the Committee have leave to sit again.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 3d February, 1843.*Prayers.*

Read a second time—

A Bill to authorize the Justices of the Peace for the County of York to levy an assessment to pay off the County Debt: and

A Bill to repeal so much of an Act, made and passed in the ninth year of the Reign of His Majesty, George the Fourth, intituled “An Act to levy a Tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews,” as relates to the owners of Dogs residing on the Commons and Glebe in the Parish of Saint Andrews.

Mr. Smith, pursuant to leave granted, brought in a Bill to divide the County of Westmorland into two Counties, and to provide for the Government and Representation of the new County; which was read a first time.

On motion of Mr. Partelow,

Ordered, That the House do on Thursday next, the 9th instant, go into Committee of the whole House in consideration of Supplies to be granted for the Public Service.

Mr. Partelow, a Member for the County of Saint John, applies for leave of absence for a few days, important business requiring his immediate attention; which was granted.

Mr. Brown, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, in order to ascertain when His Excellency would receive the House with their Address in answer to His Speech at the opening of the Session, reported that they had attended to that duty, and that His Excellency was pleased to say, that he would receive the House with their Address this day at half past two o'clock at Government House.

Mr. Connell moved for leave to bring in a Bill to repeal “An Act to encourage the destroying of Wolves,” and “An Act to grant a bounty on the destruction of Bears in this Province,” and make other provisions in lieu thereof.

Leave granted.

Mr. Brown, by leave, presented a Petition from John Porter and George M. Porter, of Saint Stephen, in the County of Charlotte, setting forth, that they had been subjected to the payment of a sum of money as a Penalty under an Act to provide for a regular supply of Seamen for new Ships built or fitted out within the Province, which Act had been disallowed by Her Majesty, and praying that the same may be refunded to them; which he read.

And upon the question that the said Petition be received and ordered to lie on the Table, the House divided as follows:—

YEAS.

Mr. Brown,
Boyd,
Thomson,
Hill,
Perley,
Taylor,
Allen.

NAYS.

The Hon. Mr. Simonds,
Mr. Wark,
Fisher,
Wilmot,
S. Earle,
J. Earle,
Gilbert,
Freeze,
Connell,
Barker,
Burns,
Hazen,
Scoullar,
Jordan,
Williston,
Botsford,
Alexandre,
Palmer,
Smith,
Barberie,
Hanington,
Stewart,
Partelow.

Whereupon it was decided in the negative.

On

On motion of Mr. Fisher,

1st. *Resolved*, unanimously, That it is the opinion of this House, That an humble and dutiful Petition should be presented to Her Most Gracious Majesty the Queen, praying Her Majesty to assent to the reduction of the amount charged upon the Province for the support of the Civil Government, upon condition that a sum should be secured to Her Majesty proportioned to the resources and population of the Province, and sufficient to provide for the efficient administration of the Government.

2d. *Resolved*, unanimously, As the opinion of the House, That the sum of six hundred pounds, per annum, is an adequate maximum Salary for the principal subordinate Ministerial Officers of the Government.

3d. *Resolved*, unanimously, That it is the opinion of this House, That no Public Officer should be remunerated for the performance of the duties of his Office by Fees; that where the imposition of such Fees is deemed advisable, they should be paid into the Treasury as part of the Provincial Revenue, and the Public Officer so receiving them allowed a fixed Salary in lieu thereof.

On like motion of Mr. Fisher,

Resolved, That the subject of the foregoing Resolutions be referred to a Select Committee, to report to the House the draft of an humble and dutiful Petition to Her Majesty; and also to report upon the other matters therein contained, by Bill or otherwise.

Ordered, That Mr. Fisher, Mr. Partelow, Mr. Wilmot, Mr. Brown and Mr. Hazen do compose the said Committee.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day, to go into Committee of the whole on the Speech of His Excellency the Lieutenant Governor at the opening of the Session—

The Order of the Day being read, the House accordingly resolved itself into said Committee.

Mr. Jordan in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, That the Committee having the matter referred to them under their consideration had passed four Resolutions, and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow:—

1st. *Resolved*, As the opinion of this Committee, That such part of His Excellency's Speech as relates to the illegal occupation of the Crown Lands, and also of the Indian Reserves, should be referred by the House to a Select Committee to report thereon by Bill or otherwise.

2d. *Resolved*, As the opinion of this Committee, That that part of His Excellency's Speech relating to Parochial Schools be referred to a Select Committee to report thereon by Bill or otherwise; and that such Committee be authorized to take into consideration all matters relating to the Education of the Country generally.

3d. *Resolved*, As the opinion of this Committee, That the paragraph in His Excellency's Speech, which recommends the adoption of an improved system of Finance, should be referred by the House to the Select Committee appointed on the 31st day of January last to take the subject of the Provincial Finances into consideration.

4th. *Resolved*, That it is the opinion of this Committee, That such part of His Excellency's Speech as relates to the Election Laws be referred to a Select Committee to report thereon by Bill or otherwise.

Ordered, That the Report be accepted, and the Resolutions reported from the Committee adopted by the House.

On motion of Mr. Partelow,

Resolved, That Select Committees be appointed to carry into effect the several Resolutions reported from the Committee of the whole House when in consideration of His Excellency's Speech.

Ordered, thereupon, That Mr. End, Mr. Palmer, Mr. Connell, Mr. Rankin and Mr. Payne be the Committee to take under consideration the subject of the first Resolution, which relates to the illegal occupation of the Crown Lands, and also of the Indian Reserves.

Ordered,

Ordered, That Mr. Wilmot, Mr. Wark, Mr. Partelow, Mr. Brown and Mr. Botsford be the Committee to take under consideration the subject of the second Resolution, which relates to Parochial Schools and the Education of the Country generally.

Ordered, That Mr. Fisher, Mr. Barberie and Mr. Hill be the Committee to carry into effect the subject of the fourth Resolution, which relates to the revision of the Election Laws of the Province.

On like motion of Mr. Partelow,

Resolved, That the subject of the third Resolution, which relates to an improved system of Finance, be referred to the Committee appointed on the 31st day of January last to take under consideration the subject of the Provincial Finances.

On motion of Mr. Fisher,

Resolved, As the opinion of this House, That in order to secure the independence of the Legislative Council, and to ensure that public confidence which, as a branch of the Legislature, that Body should ever command, its Members should be possessed of a certain Freehold qualification, to be defined by Law.

On motion of Mr. Brown,

Ordered, That Mr. Boyd be added to the Committee of Trade.

It being the time appointed by His Excellency the Lieutenant Governor to receive the House with their Address, in answer to His Excellency's Speech at the opening of the Session, the House waited upon His Excellency and presented the same, which is as follows :—

To His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN GEORGE COLEBROOKE, Knight of the Hanoverian Guelphic Order, Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

The Humble Address of the House of Assembly.

MAY IT PLEASE YOUR EXCELLENCY,

WE, the Representatives of Her Majesty's Faithful and Loyal Subjects, the People of New Brunswick, thank Your Excellency for the Speech you have been pleased to deliver at the opening of the present Session.

Assembled to deliberate on the affairs of the Province, under circumstances of more than ordinary interest, we assure Your Excellency that we are animated by an earnest desire to advance the general welfare, and thus fulfil the expectations of the Country.

The recent brilliant successes which have signalized the operations of Her Majesty's Naval and Military Forces in the East are highly gratifying; offering as they do so prominent an occasion for National gratitude, and opening at this time prospects so favorable to British enterprise.

The Ratification of the Treaty with the United States of America, for the settlement of the Boundary between those States and the British Provinces, is satisfactory as having terminated a question of no ordinary perplexity; and we sincerely hope that the result may prove advantageous to the Commerce of the Country: yet we cannot but regret that, by the terms of that Treaty, a large and valuable portion of what was always considered the territory of New Brunswick has been yielded up to the United States, by which the resources of this Province and its Revenues will be greatly diminished.

The abundant Harvest with which a kind Providence has blessed the labours of the Husbandman, and the timely relief thereby afforded, at a period of extraordinary depression, call for our warmest expressions of thankfulness.

We duly appreciate Your Excellency's exertions in the formation of Settlements on the Wilderness Lands of the Crown, and we shall cheerfully attend to the adoption of such measures as may prevent the illegal occupation of the Crown Lands and Indian Reserves, and also secure the Revenue derivable therefrom.

It being within the peculiar province of the Assembly vigilantly to preserve the Constitutional rights of the Freeholders, we shall not fail to adopt such measures in regard to the Election Laws as, in our opinion, will be best calculated to protect those inestimable rights.

Duly impressed with the value and importance of Education, we shall give our
E
early

early attention to the subject of the Parochial Schools, and shall thankfully receive such information as Your Excellency may be pleased to communicate, and which can in any way assist us in remedying the defects of the present system.

The measures proposed by Your Excellency, as improvements on the Institutions of the Province, and which have already so much engaged the attention of the Country, shall be duly and carefully considered; and it is our earnest desire immediately to adopt such Financial measures as may restore confidence and establish the Public Credit on a secure and permanent basis.

Our thanks are due to Your Excellency for your unremitting endeavours to alleviate the embarrassments arising from the decrease of the Revenue and the consequent depreciation of the Provincial Credit, as well as for the promise to lay before us, fully audited, the accounts of the last year. We are gratified to learn that, notwithstanding those embarrassments, there will be adequate means to provide, with economy, for the Public Service and for other objects which, in a new Country, require the protection and encouragement of the Legislature.

We tender to Her Majesty's Government our grateful acknowledgements for having acquiesced in the proposal to ascertain the practicability of opening a Canal to connect the Gulf of Saint Lawrence with the Bay of Fundy, and for the great liberality exhibited in causing a Survey of that Bay and its tributary Rivers—a service from which the Country must derive the greatest advantages; and we confidently hope the anticipations of Your Excellency may be realised, and that, from these and other researches alluded to, the great natural resources of the Province may attract the attention of the United Kingdom, and that this Country may draw to its shores those who may bring with them a knowledge of the Arts and Institutions of the Parent State, the adoption of which, to such an extent as may be applicable to our position and the wants and wishes of the Province may call for, is strictly in accordance with our feelings; and we are fully satisfied that no higher gratification can be afforded Your Excellency, than in fostering the growth of those principles, so venerated by the people of this Province, which have raised the British Nation to her present pre-eminence, and which, under Providence, will ensure the prosperity of succeeding generations.

J. W. WELDON, *Speaker*.

And being returned—

The Honorable Mr. Speaker reported, that His Excellency had been pleased to make the following reply:—

“ Mr. Speaker and Gentlemen,

“ I return you my sincere thanks for your dutiful and loyal Address.

“ The disposition you have manifested to afford me your cordial support in the responsible duties which have devolved on us, at this eventful time, encourage me to hope that the issue of this Session will be equally honorable to yourselves and beneficial to the Province.”

On motion of Mr. Taylor,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace for the County of York to regulate the Assize of Bread in the Town of Fredericton.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration, and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Partelow moved for leave to bring in a Bill to provide for the expenses of the Speaker and Members of the House of Assembly, when attending in General Assembly.

Leave granted.

On motion of Mr. Taylor,

The House went into Committee of the whole on a Bill to amend an Act, intituled “ An Act to lay a Tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews.”

Mr.

Mr. Wark in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, the following was moved :—

“Resolved, That the further consideration of the Bill be postponed for six months.”

And upon the question, the Committee divided—

YEAS, 17.

NAYS, 14.

Whereupon it was carried in the affirmative.

Ordered, That the Report be accepted.

Mr. Burns, a Member for the City of Saint John, applied for leave of absence for a few days, important business requiring his immediate attention ; which was granted.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 4th February, 1843.

Prayers.

Read a second time—

A Bill to divide the County of Westmorland into two Counties, and to provide for the Government and Representation of the new County.

On motion of Mr. Scoullar,

Ordered, That Mr. Partelow be added to the Committee appointed on the 31st day of January last to take into consideration all matters relating to the Finances of the Province.

Mr. Connell, pursuant to leave granted, brought in a Bill to repeal “An Act to encourage the destroying of Wolves,” and “An Act to grant a Bounty on the destruction of Bears in this Province,” and to make other provisions in lieu thereof ; which was read a first time.

On motion of Mr. Barberie,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to communicate to this House any information or instructions that he may be possessed of, relative to the practice obtained in the Post Office Establishment, by which Newspapers and other printed papers are taxed with Postage ; and also, that His Excellency will be pleased to direct the Postmaster at Fredericton to furnish any instructions he may have received on that subject, for the information of the House.

Ordered, That Mr. Barberie, Mr. S. Earle and Mr. Wark be a Committee to wait upon His Excellency with the Address.

Mr. Jordan, by leave, presented a Petition from James Gallagher and Thomas Harding, Esquires, together with 141 others, inhabitants of King's County and the County of Saint John, praying that a grant may pass to open the new Line of Road as explored by Deputy O'Keleher, in the year 1839, from Vaughan's Creek in Quaco to the Shepody Road ; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, the House divided as follows :—

YEAS.

YEAS.
Mr. Jordan,
Allen,
Scoullar,
Hazen,
Payne,
Freeze,
S. Earle,
Boyd.

NAYS.
The Hon. Mr. Simonds,
Mr. Botsford,
Hanington,
Stewart,
Smith,
Palmer,
Alexandre,
Barberie,
Williston,
Barker,
Connell,
Perley,
Gilbert,
J. Earle,
Wark,
Thomson,
Hill,
Rankin.

Whereupon it was decided in the negative.

Mr. Hill, by leave, presented a Petition from Thomas Armstrong and 60 others, inhabitants of the County of Charlotte, praying that an Act may pass to incorporate a Company to be called the Bolton Brook Navigation Company; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Hill moved for leave to bring in a Bill to incorporate the Bolton Brook Navigation Company.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. Hazen,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid before this House copies of any Dispatches which His Excellency may have received from Her Majesty's Government, since the last Session, on the subject of the Finances of the Province or the Initiation of Money Grants.

Ordered, That Mr. Hazen, Mr. Hanington and Mr. Thomson be a Committee to wait upon His Excellency with the Address.

Mr. Allen, by leave, presented a Petition from Thomas E. Perley, of Woodstock, in the County of Carleton, setting forth certain transactions with the Government in the purchase of a Tract of Land in that County, and losses thereby sustained by him, and praying relief in the premises; which he read.

Ordered, That the said Petition be received and lie on the Table; and

On motion of Mr. Hill,

Resolved, That the said Petition be referred to a Select Committee to report thereon.

Ordered, That Mr. Allen, Mr. Hill, Mr. Partelow, Mr. Wark, Mr. Williston, Mr. Freeze and Mr. Gilbert do compose the said Committee.

Mr. Brown, by leave, presented a Petition from William Todd, Junior, of Saint Stephen, in the County of Charlotte, setting forth, that he had made purchase of a large Tract of Crown Land in the year 1835, and paid two instalments thereon, and praying that he may receive consideration in Land or otherwise for one of the instalments so paid, or that he may be allowed to complete the purchase of the said Land at and after the rate of five shillings per acre; which he read.

Ordered, That this Petition be received and referred to the same Committee.

On motion of Mr. Taylor,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace for the County of York to levy an assessment to pay off the County Debt.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Hazen, by leave, presented a Petition from Stephen Wiggins, of the City of Saint John, Merchant, praying for a return of double Head Money paid on Passengers in the ship Samuel, from Liverpool, in the month of August last; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Boyd, by leave, presented a Petition from Dennis H. Leary, a licenced Teacher, praying to be remunerated for teaching a School in the Parish of Saint Patrick, in the County of Charlotte, for a period of three months, he not being enabled to complete the period of one year for which he was engaged in consequence of ill health; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. S. Earle, by leave, presented a Petition from David B. Wetmore and John Barberie, Esquires, together with 81 others, inhabitants of the Parishes of Kingston and Norton, in King's County, praying for an alteration of the division line between those Parishes; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Boyd,

The House went into Committee of the whole on a Bill to repeal so much of an Act, made and passed in the ninth year of the Reign of His Majesty, George the Fourth, intituled "An Act to levy a Tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews," as relates to the owners of Dogs residing on the Commons and Glebe in the Parish of Saint Andrews.

Mr. S. Earle in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Hazen, by leave, presented a Petition from Stephen Wiggins, of the City of Saint John, Merchant, praying a return of Duties paid on Claret Wine exported to the West Indies in the year 1841; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Payne, by leave, presented a Petition from Thomas Graham, Surgeon, praying compensation for Medical aid afforded to destitute Passengers and Emigrants in the Parish of Portland and County of Saint John; which he read.

And upon the question, that the Petition be received and referred to the Committee appointed on the 1st instant for taking Petitions for relief afforded to Emigrants under consideration to report thereon, it was decided in the negative.

Mr. Fisher moved for leave to bring in a Bill relating to the qualification of Members of the Legislative Council.

Leave granted.

The said Bill being brought in was read a first time.

The House adjourned until Monday morning next at 10 o'clock.

Monday, 6th February, 1843.

Prayers.

Read a second time the following Bills, viz:—

A Bill to incorporate the Bolton Brook Navigation Company:

A Bill to repeal "An Act to encourage the destroying of Wolves," and "An Act to grant a Bounty on the destruction of Bears in this Province," and to make other provisions in lieu thereof: and

A Bill relating to the qualification of Members of the Legislative Council.

Mr. Palmer moved for leave to bring in a Bill to repeal several Acts relating to the relief of old Soldiers of the Revolutionary War and their Widows.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Wilmot moved for leave to bring in a Bill for the Consolidation of the Departments of Revenue in this Province, and to provide for the collection and protection thereof.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. Gilbert,

Whereas a Resolution of the House passed on the 10th day of March, 1835, that the Clerks of the Peace in the several Counties in this Province should each furnish and lay before the House, at the next Session of the Legislature, a correct statement duly attested, setting forth the balance, if any, on hand, on account of Bounties for Grain raised on new Land, and also the names of such persons to whom any such Bounties have been allowed, and who have not claimed the same; And whereas by another Resolution, dated the 14th day of March, 1836, it was resolved that all sums unclaimed for Grain Bounties which remained in the hands of the several Clerks of the Peace on the 1st day of February following, be then paid over by them respectively into the Province Treasury; And whereas the said Resolutions have not been complied with; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to adopt such measures as will enforce compliance with the same.

Ordered, That Mr. Gilbert, Mr. Perley and Mr. Barberie be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Palmer,

Resolved, That a Select Committee be appointed to prepare a Bill to repeal the Acts now in force relating to Trespasses, and make other provisions in lieu thereof.

Ordered, That Mr. Palmer, Mr. End, Mr. Brown, Mr. Perley and Mr. Freeze be the Committee for that purpose.

The Honorable Mr. Simonds, by command of His Excellency the Lieutenant Governor, laid before the House—

A Communication from the Deputy Postmaster General at Halifax, in reference to an Address of the House to His Excellency of the 4th March 1842, requiring certain information relative to the Post Office Department in the Province; as also Accounts shewing the Receipts and Expenditures of the Establishment in New Brunswick, for the year ending 5th January 1842.

The Communication from the Deputy Postmaster General being read at the Clerk's Table, is as follows:—

POST OFFICE.

General Post Office, Halifax, 16th April, 1842.

SIR,—I have the honor to acknowledge the receipt of your Letter of the 7th instant, accompanied by a Resolution of the House of Assembly of New Brunswick, and conveying to me a request from His Excellency the Lieutenant Governor, that I would furnish the information required by that branch of the Legislature.

In obedience to His Excellency's command, I herewith transmit sundry documents, in accordance with the Resolution to which I have alluded.

The only Papers sent free of charge through New Brunswick are those printed in Great Britain, and received by the Steam Packets from England.

Many of the Contracts with the Post Riders are of long standing, and the sums founded upon tenders; but in some instances, in order to obtain the services of faithful, active men, on the most important routes, the rule of tender has been departed from, as some persons offer their services on terms which would prevent their fulfilling their obligations to the Public. There are other circumstances which operate against the system of contracting by tenders; inebriety, carelessness, delays in the transmission of the Mails, robbery of the Mails, &c., which must be promptly visited upon offenders. They must be deprived of their situations, and other persons at once put in their places: the public service must be regularly carried on, but in making such removals, I would, however, observe, that no increase of the established salary takes place.

As

As respects the conveyance of the Mails with one, two or more horses, I beg to state, that I have never interfered : I merely bind the Couriers to travel certain distances within certain periods of time. I have never thought it the duty of the Post Office, in its Riding Department, to make arrangements for the accommodation of Travellers, although I am always glad when facilities are afforded to such persons by the Couriers. In the last Session of the Legislature of this Province, a Resolution was passed by the House of Assembly, praying His Excellency Lord Falkland to cause the establishment of a Line of Mail Coaches between Saint John and Truro, which would accommodate Passengers. His Excellency, in compliance with the request of the Assembly, commanded me to make such an arrangement. I have made the necessary contract, and the service will commence on the 6th July next, but in making the arrangement I have not exceeded the sum at present paid for the conveyance of the Mails between the places I have mentioned.

I have the honor to be, Sir,

Your most obedient humble servant,

J. HOWE, D. P. M. G.

A. READE, Esquire, &c. &c. &c.

[See the Accounts in Appendix.]

The Honorable Mr. Simonds also by command of His Excellency laid before the House—

Annual Blue Book for the year 1842 :

Detailed Accounts from the Office of Crown Lands Department, made up to the year ending 31st December 1842.

[See Appendix.]

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace for the County of York to regulate the Assize of Bread in the Town of Fredericton.

Resolved, That the Bill do pass.

Ordered, That Mr. Taylor take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace for the County of York to levy an assessment to pay off the County Debt.

Resolved, That the Bill do pass.

Ordered, That Mr. Taylor also take this Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to repeal so much of an Act, made and passed in the ninth year of the Reign of His Majesty, George the Fourth, intituled "An Act to levy a Tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews," as relates to the owners of Dogs residing on the Commons and Glebe in the Parish of Saint Andrews.

Resolved, That the Bill do pass.

Ordered, That Mr. Boyd take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Barberie,

The House went into Committee of the whole in further consideration of the Report of the Select Committee on the Contingencies of the House, which was submitted on the 1st instant.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the subject again before them, the following Resolution was moved:—

"*Resolved*, As the opinion of this Committee, that that part of the Report which recommends the discharge of one of the Sleighs should be adopted by the House."

To which an amendment was moved—

To expunge the whole of the Resolution after the word "*Resolved*," and substitute the following :—

"That as no previous notice has been given to either of the Proprietors of Sleighs, that their services would not be required at the present Session, both Sleighs should be retained at fifteen shillings per day, and their services required only during the hours of business."

That

That an amendment was then moved to the said proposed amendment—

To expunge the whole thereof, as also the original Resolution, after the word "Committee," and substitute the following:—

"That it is inexpedient to continue Sleighs for the use of this House; and further

Resolved, That the two Sleighs now in attendance be discharged, and that the sum of £—— be equally divided between the owners of those Sleighs as a compensation for any losses they may have sustained in preparing for the service of the present Session."

Upon the question for sustaining the last proposed amendment, it was decided in the negative.

The question was then taken upon the first proposed amendment, when the Committee divided as follows:—

YEAS.

The Hon. Mr. Simonds,
Mr. Taylor,
Fisher,
Wilmot,
Perley,
Barker,
Jordan,
Williston,
Payne.

NAYS.

The Hon. Mr. Speaker,
Mr. Rankin,
Boyd,
Hill,
Brown,
Thomson,
J. Earle,
S. Earle,
Gilbert,
Hazen,
Botsford,
Hanington,
Palmer,
Alexandre,
Smith,
Stewart,
Barberie,
Freeze,
Wark.

Whereupon it was decided in the negative.

The question was then taken upon the original Resolution, and it passed in the affirmative.

Ordered, That the Report be accepted.

On motion of Mr. Smith,

The House went into Committee of the whole on a Bill to divide the County of Westmorland into two Counties, and to provide for the Government and Representation of the new County.

Mr. Hazen in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 7th February, 1843.

Prayers.

Read a second time—

A Bill to repeal several Acts relating to the relief of old Soldiers of the Revolutionary War, and their Widows: and

A Bill for the Consolidation of the Departments of Revenue in this Province, and to provide for the collection and protection thereof.

The Honorable Mr. Simonds, by leave, presented a Petition from the Honorable William Crane and Joseph F. Allison, of Sackville, in the County of Westmorland, praying

praying for a return of Duties on Tea imported into the Province, via Halifax, during the past Summer; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

The Honorable Mr. Simonds, by command of His Excellency the Lieutenant Governor, laid before the House—

Extracts from various Despatches received from the Right Honorable Lord Stanley, Secretary of State for the Colonies, upon the subject of the Financial Affairs of the Province.

These Documents being read at the Clerk's Table, are as follow:—

FINANCE.

EXTRACT OF A DESPATCH FROM LORD STANLEY TO SIR WILLIAM M. G. COLEBROOKE.

[No. 79.]

Downing Street, 29th June, 1842.

I have the honor to acknowledge the receipt of your Despatch and its enclosures of the 30th of April, No. 45, on the state of the Finances of the Province of New Brunswick.

Having adverted to your previous Despatches of the 10th of February last, and 21st of June, 1841, on this subject, I have to state that it appears that the debts and liabilities of the Province, at the termination of the past year, have exceeded the means which had been provided, or which were calculated upon for meeting the expenditure by a sum of more than £33,563 16 3, and as a portion of those means had not at that time become available, the provincial funds were then subject to a charge of interest at the rate of £4,100, per annum, after allowing for the interest stated to be payable to the Treasury on a portion of the assets.

The documents before me do not shew the purposes for which, nor the particular period at which this excess of expenditure has been incurred, nor does it appear how far any exigencies of the Colonial service may have rendered it unavoidable to contract it; but I must enjoin upon you to use every means in your power to keep the expenditure of the Province within the limits of the ways and means afforded by its Revenue, as well as to liquidate from the same source the debt which has been contracted.

* * * * *

In my opinion it is desirable that a vigorous effort should be made by the Provincial Government to reduce the expenditure below the level of the income, to discharge all the existing liabilities, and to employ the annual surplus, which would be the effect of these measures, in prosecuting the most useful Public Works.

I have, &c.

(Signed)

STANLEY.

EXTRACT FROM A DESPATCH OF THE RIGHT HONORABLE LORD STANLEY TO SIR WILLIAM COLEBROOKE.

Downing Street, 30th June, 1842.

However convenient may have been the practice of discussing separately each individual Resolution of the Assembly in regard to expenditure by the Council, I cannot but observe that, although it increases the control of that body over the general expenditure, it does not in any way give to the Executive the power which it is so desirable it should possess of restricting improvident or corrupt grants of money.

* * * * *

At the time the compromise was made, for such it was, the Crown did possess this check by the union of Legislative and Executive Councils. The check was imperfect as compared with that which is given by British practice, because there is no single authority to whom is delegated the care of taking one broad and comprehensive view of the whole financial state of the Province, and proportioning before hand the annual expenditure to the probable Revenue, or on the other hand devising means for making the annual Revenue adequate to the annual necessary expenditure. I think the absence of such a system has led to much of the financial embarrassment which is now felt in the Province; and, without entering on the question of Municipal Bodies or District Taxation, it strikes me very forcibly that, if local objects are to be provided for, not by local taxation, but out of the general funds of the Province, there is an additional reason why recommendations of such expenditure should proceed from one, and that an impartial, authority alone.

I have, &c.

(Signed)

STANLEY.

EXTRACT FROM THE DESPATCH OF THE RIGHT HONORABLE LORD STANLEY TO SIR WILLIAM COLEBROOKE.

Downing Street, 13th August, 1842.

I have had the honor to receive your Despatch, No. 69, of the 7th of July, with its enclosures.

* * * * *

I perceive with much regret, the additional evidence furnished by your Despatch, of the financial embarrassments of the Province.

The remedy, however, for these embarrassments, rests with the Provincial Legislature, and not with Her Majesty's Government, and it is unnecessary for me, on the present occasion, to trouble you with a repetition of the warnings and advice which I have from time to time felt it my duty to give you on this subject. I am well aware that you are as fully sensible as I am of the urgent necessity for decided measures to check the growing and formidable evil.

I have, &c.

(Signed)

STANLEY.

Mr. Freeze, by leave, presented a Petition from Seymour Pickett, of Kingston, in King's County, praying for a return of Duty on Machinery imported from the United States during the past year, for the manufacturing and dressing of Cloth; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. Hazen, by leave, presented a Petition from David McMillan, of the City of Saint John, setting forth, that in consequence of a Fire at the said City in the year 1841, he had sustained loss in the execution of a contract for binding the revised Edition of the Province Laws, and praying relief in the premises; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

On motion of Mr. Boyd,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency would be pleased to lay before the House, copies of all Correspondence that may have been had, relative to the cutting of the Sewer in the Town of Saint Andrews; as also the improvement of the Harbour of Saint Andrews.

Upon the question for adopting the Resolution for this Address, the House divided—

YEAS, 11.

NAYS, 12.

Whereupon it was decided in the negative.

The Honorable Mr. Simonds, by command of His Excellency the Lieutenant Governor, laid before the House the following Returns from several of the Banking Institutions of the Province, and Incorporated Companies, viz:—

Bank of New Brunswick, made up to the 2d January, 1843:

Central Bank, for the periods ending 6th June, and 5th December, 1842:

Saint Stephen's Bank, for the periods ending July, 1842, and January, 1843:

New Brunswick Marine Assurance Company, up to the 30th June, 1842, accompanied by a list of the Stockholders in the Company on the 6th January, 1843.

[See these Returns in Appendix.]

Mr. Wilmot moved for leave to bring in a Bill to authorize the Justices of the Peace for the County of York to make Regulations for the different Wharfs and Landings in the Town of Fredericton.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. Jordan,

Whereas it has become a common practice to enter Suits, over the Jurisdiction of a Magistrate's Court, in the Supreme Court of this Province; And whereas there are often cases such as small settled balances and notes of hand of a small amount entered in that Court, whereby heavy costs are incurred; And whereas a more summary mode of recovering such sums should be resorted to or established by Law; And whereas to obtain the necessary information, it becomes requisite that a return of all such proceedings, with the costs thereon respectively, should be forthwith or as soon as convenient laid before this House, as would give such information upon the subject as would enable this House to pass such Law or adopt such method of collecting small sums as would be less oppressive to the inhabitants of this Province; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased, at as early a period as possible, to direct the Clerk of the Pleas of the Supreme Court to make a return to this House

House of all the Suits, with the costs thereon respectively, under twenty pounds, which have been commenced in that Court within the last two years.

Ordered, That Mr. Jordan, Mr. Alexandre and Mr. J. Earle be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Hill,

The House went into Committee of the whole on a Bill to incorporate the Bolton Brook Navigation Company.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

Mr. Barberie, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 4th instant, relative to the practice obtained in the Post Office Department, by which Newspapers and other printed papers are taxed with Postage, reported that they had attended to that duty, and that His Excellency was pleased to say, that the wishes of the House should be complied with.

Mr. Williston moved for leave to bring in a Bill to amend an Act, intituled "An Act relating to the Great Roads of Communication through this Province."

Leave granted.

The said Bill being brought in was read a first time.

Mr. Taylor moved for leave to bring a Bill to repeal an Act, intituled "An Act relating to the Market in Fredericton," and to make other provisions relating thereto.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Fisher moved for leave to bring in a Bill to authorize the extension of the Gaol Limits in the Parish of Fredericton.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. Connell,

The House went into Committee of the whole on a Bill to repeal "An Act to encourage the destroying of Wolves," and "An Act to grant a bounty on the destruction of Bears in this Province," and to make other provisions in lieu thereof.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

Mr. Palmer, by leave, presented a Petition from William Weeks, of Bay Verte, in the County of Westmorland, praying aid to enable him to continue the running of a Packet between that place and Prince Edward Island; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Smith,

The House went into Committee of the whole in further consideration of a Bill to divide the County of Westmorland into two Counties, and to provide for the Government and Representation of the new County.

Mr. Hazen in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again before them, the following Resolution was moved:—

"*Resolved*, That the further consideration of the Bill be postponed for three months."

Upon the question for sustaining the said Resolution, the Committee divided as follows:—

YEAS,

YEAS.

The Hon. Mr. Simonds,
Mr. Thomson,
Boyd,
Hill,
Wark,
Wilmot,
Fisher,
Payne,
Scoullar,
Barberie,
Stewart,
Alexandre,
Taylor,
Connell,
Williston.

NAYS.

Mr. Rankin,
Brown,
J. Earle,
S. Earle,
Gilbert,
Freeze,
Perley,
Barker,
Jordan,
Hanington,
Palmer,
Smith,
Botsford.

And so it was carried in the affirmative.

Ordered, That the Report be accepted.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 8th February, 1843.

Prayers.

Read a second time the following Bills, viz :—

A Bill to authorize the extension of the Gaol Limits in the Parish of Fredericton :

A Bill to repeal an Act, intituled "An Act relating to the Market in Fredericton," and to make other provisions relating thereto :

A Bill to amend an Act, intituled "An Act relating to the Great Roads of Communication through this Province" : and

A Bill to authorize the Justices of the Peace for the County of York to make regulations for the different Wharfs and Landings in the Town of Fredericton.

Mr. Payne, from the Committee appointed to examine what Laws have expired or are near expiring, submitted their Report ; and having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

"The Committee to examine what Laws have expired or are about expiring, Report :

"That Chap. 8 of 7 Wm. 4th, intituled 'An Act to repeal all the Acts now in force relating to Parish Schools, and to make other provisions respecting the same :'

"Also Chap. 10, 2d Victoria, an Act to continue the foregoing Act :

"Also Chap. 39, 2d Victoria, an Act to amend the first recited Act : all expire on the 23d March, 1843.

"Chap. 7, 8 Wm. 4th, an Act to provide for the greater safety of Passengers on board of Steam Boats :

"Also Chap. 49, 2d Victoria, an Act to amend the foregoing Act :

"Also Chap. 54, 3d Victoria, an addition to the Act providing for the greater safety of Passengers on board Steam Boats : all expire on the 1st April, 1843.

"Chap. 70, 3d Victoria, an Act to extend the jurisdiction of the Corporation of the City of Saint John, for the regulation of the rate of Pilotage beyond the limits now prescribed by Charter ; expires 1st April, 1843.

"Chap. 1, 5th Victoria, an Act imposing Duties for raising a Revenue ; expires 1st April, 1843.

"Respectfully submitted.

"ROBERT PAYNE,
CHARLES FISHER.

"Committee Rooms, 9th February, 1843."

Ordered, That the Report be accepted.

The Honorable Mr. Simonds, by command of His Excellency the Lieutenant Governor, laid before the House—

The

The Custom House Accounts for the Port of Saint John for the year ending 5th January 1843.

[See Appendix.]

Mr. Payne, by leave, presented a Petition from the Justices of the Peace for the City and County of Saint John, praying that an Act may pass authorizing them to levy an assessment to pay off the County Debt ; and also for an annual assessment to meet the contingent expenses of the said County ; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Payne moved for leave to bring in a Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt ; and also to levy an assessment annually to meet the contingent expenses of said County.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Payne, by leave, presented a Petition from the Justices of the Peace for the City and County of Saint John, praying that the amount of advances made by the Overseers of the Poor for the Parish of Saint John during the past year to destitute and diseased Passengers and Emigrants, may be reimbursed them ; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 1st day of February instant, to take Petitions of a like prayer under their consideration, to report thereon.

Mr. Payne, also by leave, presented a Petition from the Justices of the Peace for the City and County of Saint John, praying that like advances made by the Overseers of the Poor for the Parish of Portland during the past year may be reimbursed them ; which he read.

Ordered, That this Petition be received and referred to the same Committee to report thereon.

Mr. Payne, also by leave, presented a Petition from the Justices of the Peace for the City and County of Saint John, praying that the amount expended by the Overseers of the Poor for the Parish of Saint John during the past year for the support of Lunatics in the Temporary Provincial Asylum may be refunded ;—and further, that an Act may pass to provide for the future government and support of the said Establishment ; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Payne, also by leave, presented a Petition from the Justices of the Peace for the City and County of Saint John, praying that an Act may pass to enlarge, confirm and establish the bounds of the Provincial Penitentiary ; which he read.

Ordered, That this Petition be also received and lie on the Table.

Mr. Payne moved for leave to bring in a Bill to enlarge, confirm and establish the bounds of the Provincial Penitentiary.

Leave granted.

The said Bill being brought in was read a first time.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House the following Documents, viz :—

Extract from a Despatch of the Right Honorable Lord Stanley, Secretary of State for the Colonies, relative to an Act passed at last Session for vacating the seats of Members, accompanied by an opinion of the Law Officers of the Crown upon the subject:

Copy of a Despatch from Lord Stanley, accompanied by copy of a Letter from the Inspector General of Fortifications, relative to the appointment of Captain Crawley of the Royal Engineers, to make Survey of the line of Canal between the Bay of Fundy and the Saint Lawrence :

Extract from a Despatch of Lord Stanley in reference to an Address of the last Session, relative to the surplus Civil List being applied towards the completion of the Great Line of Road from Nova Scotia to Canada :

Copy

Copy Despatch from Lord Stanley relative to the employment of Captain Crawley, Royal Engineers, in the Survey of the principle Line of Road between Nova Scotia and Canada :

Copy Despatch from Lord Stanley, communicating instructions for the future regulation of the Patronage of the Colonial Post Office Department, together with copy of those instructions :

Extract from a Despatch of Lord Stanley relative to several Acts for the amendment of the Criminal Law passed at the last Session ; together with copy of a communication from the Attorney General, as also observations from the Chief Justice upon the subject of those Acts :

Copy of Circular Despatch from Lord Stanley upon the subject of Laws enacted in the Colonies for the prevention and punishment of acts done on the High Seas.

The various Documents above named and now laid before the House, being read at the Clerk's Table, are as follow :—

ACT VACATING SEATS OF MEMBERS.

EXTRACT OF A DESPATCH FROM THE RIGHT HONORABLE LORD STANLEY TO SIR W. M. G. COLEBROOKE.

[No. 87.]

Downing Street, August 11, 18 '2.

The Act No. 1408, to vacate the seats of Members of the Assembly in certain cases, was passed, as I collect from your own Despatch, and from the Reports of the Attorney and Solicitor General of New Brunswick, for the purpose of bringing the Law of that Province into correspondence with the Law of England. To an enactment on this subject, fully carrying that principle into effect, Her Majesty's Government would entertain no objection.

* * * * *

I should have supposed that the words "Public Works," as employed in this Act were used as synonymous with the words "Government Works" had it not been that Government Works are mentioned immediately afterwards as the subject of an additional and distinct provision.

It appears also by the third clause, that, during the recess of the Assembly, the Speaker is to direct the issuing of Writs on vacancies of this kind ; that is, the Speaker must find and adjudicate on the fact that the vacancy has arisen. Here again is a material innovation on the Law of England. The Speaker of the House of Commons is invested with this power in the case of death vacancies, because in that case the fact to be found is one in which it is scarcely possible to suppose that a controversy could in any case arise, and because no question of Law can ever be involved in it. But the House reserves to itself the important constitutional privilege of adjudicating on all questions of vacancy by acceptance of office and Government contracts ; and I am not aware of any reason to suppose that it was the deliberate purpose of the Assembly of New Brunswick to divest themselves of an authority, apparently so essential to the exercise of their important functions.

For these reasons I apprehend that Her Majesty's Government will best conform to the probable wishes of the House of Assembly themselves, by requesting that House to resume the consideration of this Act. If it is really the case that it does not accomplish the designs of its authors, they will of course be not merely willing but prompt to correct any errors into which the framers of the Law may have fallen. It is almost superfluous to say that Her Majesty's Government are at all times most reluctant to advise the disallowance by the Queen in Council of any Act passed by the Legislature of New Brunswick, and rather than resort to such a measure, we are content that, notwithstanding the objections I have pointed out, the Act should remain in force until it shall have been brought under the revision of the Provincial Legislature.

I have, &c.

(Signed)

STANLEY.

EXTRACT FROM THE OPINION OF THE LAW OFFICERS OF THE CROWN.

20th October, 1812.

As to the observations of Lord Stanley, we have to observe, that we think His Lordship is not aware that all Works in this Country, coming under the denomination of Public Works, are in fact carried on by monies granted by the Legislature from the Public Funds, and expended by Commissioners appointed for that purpose by the Executive, and therefore are, in strictness, Government Works, and are what was meant by the term Public Works, used in the Act ; and although the terms "Government Works" are also used in the Act as applying to works under that denomination, distinguished from what are termed Public Works, this we conceive was intended to apply to such Works as might be carried on in the Colony by Government, from funds not provided by the Provincial Legislature. At the same time, we think the Act is very loosely and indefinitely worded in this respect, and requires amendment.

As to the provision, giving to the Speaker the power of adjudicating in the recess on what Seats are vacated under the Act, and for issuing Writs for a new Election, without first bringing the subject under the consideration of the House, we quite agree with His Lordship in the observations he has made

made on this head; and this is a highly objectionable provision in the Act, and certainly calls for reconsideration by the Legislature, and we can see no objection to Your Excellency calling the particular attention of the Legislature to this or any other of the provisions of the Act, at their next meeting, when it will of course undergo a more deliberate consideration.

(Signed)

C. J. PETERS, *Atty. Gen.*
G. F. STREET, *Sol. Gen.*

CANAL BETWEEN BAY OF FUNDY AND GULPH OF SAINT LAWRENCE.

(Copy.)

[No. 71.]

Downing Street, 9th June, 1842.

SIR,—Having in pursuance of the intimation made to you in my Despatch, No. 17, of the 30th November, readily taken into consideration the mode of giving effect to the proposed Survey of the line of Canal between the Bay of Fundy and the Gulph of Saint Lawrence, I have now to inform you that at my request the Master General and Board of Ordnance have selected Captain Crawley of the Royal Engineers for this service; it being considered that an able Civil Engineer could only be obtained on such terms as would leave very little of the sum at your disposal applicable to the expenses of the Survey.

I transmit to you herewith the copy of a letter from the Inspector General of Fortifications to the Secretary to the Master General, suggesting that, exclusive of the travelling expenses which would, I presume, be defrayed by you at once, Captain Crawley's pay, subsistence and allowance, should be discharged by the Board of Ordnance, the Province reimbursing the Board the amount so expended. Having, on the faith that you possess ample authority and ample funds at your disposal, acquiesced in the above suggestion, I have only to instruct you to act upon the pecuniary arrangements proposed by the Inspector General.

I have the honor, &c.

(Signed,)

STANLEY.

Lieutenant Governor Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy.)

84 Pall Mall, 2d June, 1842.

SIR,—In returning the enclosed correspondence relative to the contemplated Survey for a Canal between the Bay of Fundy and the Gulph of the Saint Lawrence, I have, in consequence of the Master General's Order of the 28th ultimo, had communication with Captain Crawley, who is at present employed at Chatham, under an impression that he would be well qualified for the duty, and as he has expressed his wish to be named for the employment, I submit his name for the Master General's approval.

I infer this to be intended as a special duty not under the Ordnance, and therefore being a Colonial work and not of a Military character under the Commanding Engineer, the Officer, I presume, should be placed in communication with the Colonial Office, for the purpose of being sent to the Civil Governor of New Brunswick, in compliance with his letter of the 25th February last.

In respect to the pay that this Officer should receive during the time that he is employed on this duty, which it may be well previously to consider, it should not be less than if employed under the Ordnance, with the Command pay of his rank, vide margin,* exclusive of course of his travelling expenses, which cannot be now stated; and it would probably simplify the business, and be much more convenient to the Officer, if the Ordnance were to pay him in the first instance, and the amount reimbursed from the Colony or Colonial Office, the same as is done with the Officers lent to the Admiralty, &c.

I have to add that Captain Crawley, with the Master General's sanction, will be prepared to obey such orders as he may receive for his communication with the Colonial Office.

I have, &c.

(Signed)

F. W. MULCASTER.

Major General Sir F. W. French, K. C. H., &c. &c. &c.

* Subsistence, 11s. 1d., Extra pay, 8s., Command pay for 2d Captain, 6s., Lieutenants allowance, 1s. 6d.—£1 6 7.

GREAT ROAD TO CANADA.

APPLICATION OF SURPLUS CIVIL LIST FUND TOWARDS, AND SURVEY OF, BY CAPTAIN CRAWLEY, R. E.

EXTRACT FROM THE DESPATCH OF THE SECRETARY OF STATE TO THE LIEUTENANT GOVERNOR OF NEW BRUNSWICK.

Downing Street, 18th June, 1842.

Having, since my Despatch of the 16th instant, received from the Lords Commissioners of the Treasury an answer to the reference which I had made to them on the subject of the Address of the House of Assembly of New Brunswick, praying that Her Majesty would permit the surplus of the Civil List fund to be applied towards the completion of the Great Line of Road from Nova Scotia to Canada, and having offered the Queen my advice upon that subject, Her Majesty has commanded me to signify to you Her pleasure, that you acquaint the House of Assembly, in answer to their application, that any general appropriation from the Civil List fund would not be sanctioned, without specific information as to the amount of the surplus which will remain at the disposal of Her Majesty's Government, and as to the demand to which such surplus ought to be liable.

* * * * *

From the proceedings which I have taken for the purpose of securing the services of Captain
Crawley,

Crawley, you will at once understand that I concur with you in thinking that before any such advance as that which has been contemplated by the Address of the House of Assembly would be sanctioned, (supposing the funds to be forthcoming,) a previous competent survey of the whole line of Road, accompanied by a full estimate of the sums required for the completion of it, and a Report as to the state and sufficiency of the portions already executed, would be absolutely indispensable. But as funds are apparently not provided for this service, I have to suggest to you the propriety of calling the attention of the Provincial Legislature, at the earliest practicable period, to the expediency of making the necessary arrangements for that purpose.

I have, &c.

(Signed)

STANLEY.

(Copy.)

[No. 81.]

Downing Street, 1st July, 1842.

SIR,—With reference to my Despatch, No. 73, of the 16th ultimo, I have the honor to acquaint you that the Master General and Board of Ordnance have intimated to me their concurrence in the proposition which I submitted to them relative to the employment of Captain Crawley, Royal Engineers, in the survey of the principal Line of Road between Nova Scotia and Canada, and have informed me that proper instructions have been issued to that Officer on the subject.

I have, &c.

(Signed)

STANLEY.

Lieutenant Governor Sir William Colebrooke, &c. &c. &c.

POST OFFICE PATRONAGE.

(Copy.)

[No. 94.]

Downing Street, 27th August, 1842.

SIR,—I enclose herewith for your information and guidance the copy of instructions about to be issued by the Postmaster General to his Deputies in British North America, for the future regulation of the patronage of the Colonial Post Office Department.

I have, &c.

(Signed)

STANLEY.

Lieutenant Governor Sir Wm. M. G. Colebrooke, &c. &c. &c.

(Copy.)

General Post Office, August, 1842.

SIR,—I am directed by the Postmaster General to state, that after a careful perusal of the Reports of the Commissioners of Enquiry into the Post Offices of British North America, His Lordship has come to the conclusion, that the period is now arrived at which it will be expedient to place in the hands of the officers administering the Government to Her Majesty's Provinces in that quarter, under certain limitations, the patronage hitherto exercised by yourself as Deputy Postmaster General under his Lordship's authority in (Canada, Nova Scotia, New Brunswick, and Prince Edward's Island,) and that having communicated with the Lords of the Treasury on the subject, their Lordships have concurred in the arrangement.

It is accordingly to be understood, for the future, that all first appointments, excepting the situations of Deputy Postmaster General, Accountant, and Surveyor's Clerks, should it be found necessary to appoint them, the privilege of nominating to which will still be retained by the Postmaster General, will be vested in the Governor or Lieutenant Governor of the Province; but that the promotions will still be made by you, subject, however, to the confirmation of the Postmaster General, to whom each case must be reported as it occurs.

With reference to the term "first appointments," it must be understood that under this head are classed the appointments of Clerks upon their first entrance into the service, all Postmasters and Way Office Keepers, as well as those of all Conductors, Guards, Messengers, Porters, Letter Carriers, Stampers, and Office Keepers; those of the Deputy Postmaster General, Accountant, and Surveyors, and their Clerks, if appointed hereafter, to which I have above alluded, being the only exceptions. Couriers, too, who are paid by fixed salaries, where the service is not put up to public competition, (as Mail contracts and Riding work contracts are in this Country,) are to be regarded in the same light.

The regulations to be observed with respect to promotion are founded upon the same principles as those in use in this Country, which are as follows:—

Each Department must be considered as a separate Establishment, whether it be the office of the Deputy Postmaster General, that of the Accountant, or of the Chief or other Post Office of the Province. A Clerk therefore in your own office, should not be removed into the Accountant's office, if a vacancy occurred there; but the vacancy in the office of the Accountant should remain at the disposal of the Governor, the appointment to be filled up being that of the junior, the other officers being promoted by you, if properly qualified for the situation.

If those next in succession are not properly qualified, the Deputy Postmaster General for the time being will be required to give in to the Governor or Lieutenant Governor the names of the two or three other parties in other Departments, who are properly qualified, when the vacancy will of necessity take place in that office from which the individual qualified has been promoted.

It must be also clearly understood, that the Deputy Postmaster General will not hereafter be entitled to promote a Postmaster from an inferior to a superior Postmastership.

When

When a vacancy occurs therefore in a Postmastership at any particular place, the Governor or Lieutenant Governor, as the case may be, will appoint a new Postmaster at that place where the particular vacancy has arisen; and should a person, already acting as a Postmaster, whether in the same or another Province, be appointed to the vacant office, the vacancy occasioned by such a proceeding will be filled up by the Governor or Lieutenant Governor of the Province, in which the vacancy occasioned by the recent appointment may exist.

As Clerks form a distinct class, if a vacancy arises amongst them, application must be made to the Governor for another Clerk as a successor, as the vacancy must not be filled up by the Deputy Postmaster General from the Stampers or Letter Carriers.

Stampers and Letter Carriers will be considered as forming a separate class, the Deputy Postmaster General therefore may promote Letter Carriers to the situations of Stampers; in such cases the vacancies to be filled up by the Provincial Authorities will be the situations of Letter Carriers.

To protect the Department, as far as possible, against the appointment of incompetent persons, a certificate must be given by the head of the office, at the expiration of three months, that the individual nominated is qualified to fill his situation; the term may however be extended to six months at the pleasure of the then Deputy Postmaster General.

A bond must also be required, upon the appointment of every person, whatever may be the situation, the amount of which, however, will be fixed by the Postmaster General in England, who will consult the Governor of the Province as to the sum which may be most consistent with the customs and feelings of the country.

To enable you to carry out these regulations, I herewith enclose copies of the forms used in this Department.

Form No. 1, to be filled up by the various Postmasters throughout (Canada, Nova Scotia, New Brunswick, and Prince Edward's Island,) upon the occurrence of a vacancy in the situations of the Clerks, Conductors, Messengers, Stampers, Letter Carriers, Foot Passengers, Couriers, Guards, &c. connected with their office, and which must be transmitted by them to you immediately the situation falls vacant.

Form No. 2, being a Report of the vacancies of Clerks, Letter Carriers, Runners, &c. as well in your own Department as throughout (Canada, Nova Scotia, New Brunswick, and Prince Edward's Island,) and which must be filled up by you weekly, and forwarded to the Governor or Lieutenant Governor.

Form No. 3, being a Report of the vacancies of all Postmasterships and Receiverships throughout (Canada, Nova Scotia, New Brunswick, and Prince Edward's Island,) to be dealt with in the same manner as the preceding form.

CRIMINAL LAWS.

EXTRACT OF A DESPATCH FROM LORD STANLEY TO SIR WM. COLEBROOKE.

[No. 96.]

Downing Street, 30th August, 1842.

I have had under my consideration five Acts passed by the Legislature of New Brunswick in the months of March and April last, and transmitted in your Despatch, No. 61, of the 14th of June last, entitled—

(No. 1421) "An Act to amend the Law relating to the punishment of offences :"

(No. 1422) "An Act to amend the Law relating to Burglary :"

(No. 1423) "An Act further to amend the Law relating to offences against the person :"

(No. 1424) "An Act to amend the Law relating to Robbery :"; and

(No. 1425) "An Act to amend the Laws relating to burning or destroying Buildings and Ships."

The last four of these Acts have been framed with the intention of assimilating the Law in New Brunswick, on the subjects of them, to the recent amendments in the British Law made by the Acts 7 W. 4, and 1 Victoria, c. 85, 86, 87 and 89, with which they agree very closely. I observe however that where the British Statute has the punishment of transportation for life or imprisonment for not more than three years, the Colonial Act substitutes *imprisonment for life*, or not less than three years.

I do not find in the English Act any clause corresponding to the 10th of 1425, which provides that every punishment by this Act imposed on any person maliciously committing any offence, shall equally apply and be enforced, whether the offence be committed from malice conceived against the owner of the property in respect of which it shall be committed, or otherwise. The intention of this clause appears unexceptionable, but it is not very precisely worded. I apprehend it was intended that, if the offence be committed from malice conceived against any person, it shall be immaterial whether that person be the owner of the property or not; but as it is worded it would seem to imply that malice is not essential to the offence, which is at variance with both common justice and the letter of the foregoing enactments.

I have, &c.

(Signed)

STANLEY.

(Copy.)

Fredericton, N. B., 15th November, 1842.

SIR,—I have the honor to return the enclosed extract from a Despatch of the Right Honorable Lord Stanley, under date of 30th August, 1842, transmitted to the Solicitor General and myself, in your note of September 22d, containing His Excellency's commands for a further report on the Acts in question.

As those Acts were prepared to be presented to the Legislature, under the particular direction of his Honor the Chief Justice, I considered it most advisable to communicate your letter with the extract from Lord Stanley's Despatch to him, and I have now the honor to enclose the observations which the Chief Justice has made relating to the same, which, I presume, will preclude the necessity of anything more from the Solicitor General or myself on that subject.

I have &c.

(Signed)

CHAS. J. PETERS, *Attorney General*.

A. Reade, Esq. &c. &c. &c.

(Copy.)

The British Statutes referred to by Lord Stanley, impose the punishment of transportation for life, or for a period not less than a specified number of years, generally fifteen, or imprisonment for not more than three years. The Provincial Acts under consideration drop altogether the punishment of transportation and substitute imprisonment; and, in analogy to the provision of the British Statutes in respect to transportation, it was thought expedient, with regard to the higher offences, to limit the discretion of the Court to a term of imprisonment below which there would be no power to reduce the punishment.

The 10th section of the Act No. 1425, also commented upon by Lord Stanley, is copied from an enactment in the Canadian Act, relating to the malicious injuries to property, passed in 1841, under the administration of the late Lord Sydenham, (4 & 5 Vic. cap. 26, sec. 25,) and it is conceived that the necessary construction of the clause would be to consider malice as an essential ingredient to the offence, but not to confine it to malice conceived against the owner of the property.

ACTS ON THE HIGH SEAS.

(Circular.)

Downing Street, 16th December, 1842.

SIR,—The attention of Her Majesty's Government has been recently called to various Laws enacted in the British Colonies, for the prevention, regulation or punishment of acts done on the High Seas or on the Seas within one league of the Colonies in which such Laws have originated. After consultation with the Queen's Advocate and the Attorney and Solicitor General, Her Majesty's Government have adopted the following conclusions on the subject.

When the operation of a Colonial Act is confined to a range, not exceeding one league from the shore, and relates to matters of local interests, the regulation of which by local enactment is indispensable to the welfare of the Colony, no objection will be made to such an Act, on the ground that the local range and extent of its operation exceeds the limits of the jurisdiction of the local Legislature; examples of such Acts are those relating to Pilotage, to Quarantine, to Custom Duties, and to Fisheries.

But if a Colonial enactment be made to take effect on the High Seas, at a distance exceeding three miles from the shores of the Colony, that is, if it shall propose to regulate, to prevent or punish any acts done on shipboard beyond those limits, such enactments will be null and void. In what manner acts of that kind may be disposed of by Her Majesty is a question on which no one inflexible rule can be laid down; but it may be stated as a general rule, that the Queen will in no case be advised to confirm or sanction any such enactments.

I have thought it necessary to impart this information to you, that in the enactment of Laws in the Colony, under your government, your authority or influence may be used to prevent the infringement of the general principles to which I have adverted.

I have, &c.

(Signed)

STANLEY.

Lieutenant Governor Sir William Colebrooke, New Brunswick.

Mr. Hazen, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 4th instant, praying that His Excellency would be pleased to lay before the House copies of any Despatches which His Excellency may have received, since the last Session, on the subject of the Finances of the Province, or the initiation of Money Grants, reported, that the Committee had attended thereto, and that His Excellency was pleased to say, that he would comply with the wishes of the House.

Mr. S. Earle moved for leave to bring in a Bill to alter the division line between the Parishes of Kingston and Norton, in King's County.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Palmer, from the Committee appointed on the 6th instant, to prepare a Bill to repeal the Acts in force relating to Trespasses, and to make other provisions in lieu thereof, reported—That having the subject referred to them under their consideration they had prepared a Bill under the title of—

“A Bill relating to Trespasses;”

Which he was directed to submit to the House.

Ordered, That the Report be accepted.

The Bill reported by the Committee being then handed in was read a first time.

On

On motion of Mr. Palmer,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid before this House a return of the names of all persons, now receiving relief under the Acts for the relief of old Soldiers of the Revolutionary War and their Widows, specifying their ages, the Counties in which such persons respectively reside, and also the year in which such relief was first granted, with such other information as His Excellency may think expedient.

Ordered, That Mr. Palmer, Mr. Connell and Mr. Hill be a Committee to wait upon His Excellency with the Address.

Mr. Smith moved for leave to bring in a Bill to amend the Act to regulate proceedings before Justices of the Peace in Civil Suits.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Hill moved for leave to bring in a Bill to amend an Act, intituled "An Act to provide for more effectually repairing the Streets and Bridges in a part of the Parish of Saint Stephen,"—

When the Honorable Mr. Speaker brought under notice of the House, that the Twenty fourth Rule, which requires Bills of a private or local nature to be read at the Assizes, or Court of Nisi Prius, or General Sessions of the Peace, in presence of the Grand Jury, had not been complied with.

The question was then taken for dispensing with the Rule, and that leave be granted to introduce the Bill; whereupon the House divided—

YEAS, 7.

NAYS, 9.

And it was decided in the negative.

Mr. Hill moved for leave to bring in a Bill to amend an Act, intituled "An Act to incorporate the Saint Stephen's Marine Assurance Company."

Leave granted.

The said Bill being brought in was read a first time.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 9th February, 1843.

Prayers.

Read a second time the following Bills, viz:—

A Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt, and also to levy an assessment annually to meet the contingent expenses of said County:

A Bill to enlarge, confirm and establish the bounds of the Provincial Penitentiary:

A Bill to alter the division line between the Parishes of Kingston and Norton in King's County:

A Bill relating to Trespasses:

A Bill to amend the Act to regulate proceedings before Justices of the Peace in Civil Suits: and

A Bill to amend an Act, intituled "An Act to incorporate the Saint Stephen's Marine Assurance Company."

The Honorable Mr. Speaker laid before the House—

Returns from the Commercial Bank for the periods ending 2d day of April and 1st day of October in the year 1842.

[See Appendix.]

On motion of Mr. Hanington,

Ordered, That the Order of the Day for going into Committee of the whole House in consideration of Supplies to be granted for the Public Service be discharged.

Mr. Thomson, by leave, presented a Petition from Wilford Fisher, William M'Intosh and Cochran Craig, Esquires, with 98 others, of Grand Manan, West Isles, and

and Campo Bello, in the County of Charlotte, praying for a continuation of the grant in aid of a Packet to ply between Saint Andrews and the Island Parishes ; which he read.

Ordered, That the said Petition be received and lie on the Table.

The Honorable Mr. Speaker laid before the House—

A Letter from Sir Howard Douglas, Member of the House of Commons for Liverpool, addressed to the Speaker of this House, during the recess, in reference to a Joint Address from the Council and Assembly to the Commons House of Parliament upon the subject of the Timber Duties.

This Document being read at the Clerk's Table, is as follows :—

No. 15, Green Street, Grosvenor Square, July 6, 1842.

SIR,—I have the honor to acknowledge the receipt of the Joint Address of the Honorable the Legislative Council and House of Assembly of the Province of New Brunswick, transmitted to me for presentation to the Commons House of Parliament, and to acquaint your Honor, and through you, the Honorable Body of which you are the Speaker, that I have faithfully discharged the duty entrusted to me, of presenting their Address to the House of Commons, moving, at the same time, that this Address, and all others from the Province of New Brunswick, be laid before the House and printed ; and that I supported these representations by bringing forward a motion to modify the Duties proposed by Her Majesty's Government on Foreign Timber and Deals, and that I have done all in my power to procure likewise some alteration in the inter-Colonial Customs Duties. * *

Your Honorable House, will, I hope, see how true I am to the convictions I have ever entertained upon this important subject, and to the interests of British North America in general, and of the Province of New Brunswick in particular, which I believe to be very materially affected by the measures against which I have appealed.

I have the honor to be, Sir,

Your Honor's most obedient humble servant,

HOWARD DOUGLAS.

The Honorable Charles Simonds, Speaker of the House of Assembly of New Brunswick.

On motion of Mr. Fisher,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to lay before the House, copies of any Despatches received from the Right Honorable Lord Stanley, relative to the reinstatement of the Honorable Thomas Baillie in the office of Surveyor General.

Ordered, That Mr. Fisher, Mr. Boyd and Mr. Rankin be a Committee to wait upon His Excellency with the Address.

Mr. Jordan, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 7th instant, praying that His Excellency would be pleased to direct the Clerk of the Pleas in the Supreme Court to make a return to the House, shewing all the Suits commenced in that Court, under twenty pounds, with the costs thereon respectively, within the period of two years past, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would comply with the wishes of the House.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill to authorize the extension of the Gaol Limits in the Parish of Fredericton.

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Williston,

The House went into Committee of the whole on a Bill to amend an Act, intituled "An Act relating to the Great Roads of Communication through this Province."

Mr. Jordan in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr.

Mr. Gilbert, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 6th instant, upon the subject of the unclaimed bounties for Grain raised on new Land remaining in the hands of the Clerks of the Peace in the several Counties in the Province, and praying that His Excellency would be pleased to adopt measures to enforce the repayment of the same, reported, that they had attended thereto, and that His Excellency was pleased to say, he would comply with the wishes of the House upon the subject.

Mr. Connell moved for leave to bring in a Bill to provide for the protection of Timber and Logs on the River Saint John and its Tributaries, and for the better securing the same to the makers and owners thereof; and also to provide for the summary punishment of Persons committing Trespasses thereon.

Leave granted.

The said Bill being brought in was read a first time.

The Honorable Mr. Simonds, by leave, presented a Petition from the Reverend James Dunphy and the Reverend William M'Donald, with 22 others, inhabitants of the Parish of Portland, in the County of Saint John, praying aid towards the support of a School in the said Parish; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Thomson, by leave, presented a Petition from John M'Garrigle, praying that the Provincial allowance may be granted to him for teaching a School in the Parish of Pennfield, in the County of Charlotte, for one year ending in August 1842; which he read.

Ordered, That the said Petition be received and referred to the same Committee to report thereon.

Mr. Taylor, by leave, presented a Petition from Donald M'Leod and 18 others, licenced Tavern Keepers and Inn Keepers in the Town of Fredericton, and County of York, praying an amendment in the Tavern Licence Law, by authorizing a reduction in the present charge for Tavern Licences; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Palmer, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, relative to the Pensions to old Soldiers of the Revolutionary War and their Widows, reported, that they had attended thereto, and that His Excellency was pleased to say, he would have much pleasure in affording the House the information required.

On motion of Mr. Wilmot,

Ordered, That the time for going into consideration of the several matters set forth in the Petition of John Ambrose Street, Esquire, and others, complaining of the undue election and return of John T. Williston, Esquire, as a Member for the County of Northumberland, and which was ordered for Thursday the 16th day of February, instant, be enlarged to Thursday the 23d of the same month, when the House will at 12 o'clock at noon on that day proceed to take the same into consideration.

Mr. Brown moved for leave to bring in a Bill to abolish imprisonment for Debt for sums under five pounds.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. Barberie,

Whereas in the matter of the controverted Election for the City of Saint John, upon the Petition of William H. Street, Esquire, and others, complaining of the undue election and return of Lewis Burns, Esquire, both parties have filed their lists of objectionable votes;

Ordered, That the Clerk be authorized to furnish to either or any of the parties, upon their applying therefor, certified copies of such lists, upon payment of the Fees thereon.

Mr. Scoullar moved for leave to bring in a Bill to authorize the Justices of the Peace for the County of Sunbury to levy an assessment on certain Parishes within the said County, to pay off a Debt due from those Parishes.

Leave granted.

The said Bill being brought in was read a first time.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 10th February, 1843.

Prayers.

Read a second time the following Bills, viz:—

A Bill to provide for the protection of Timber and Logs on the River Saint John and its Tributaries, and for the better securing the same to the makers and owners thereof; and also to provide for the summary punishment of persons committing Trespasses thereon:

A Bill to abolish Imprisonment for Debt for sums under five pounds: and

A Bill to authorize the Justices of the Peace for the County of Sunbury to levy an assessment on certain Parishes within said County to pay off a debt due from those Parishes.

Mr. Palmer, by leave, presented a Petition from Edward Jones and 53 others, of the Parish of Hillsborough, in the County of Westmorland, praying that an Act may pass more effectually to prevent trespass by Cattle; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr Partelow, by leave, presented a Petition from David O. Gorman, praying remuneration for teaching a School at the Parish of Portland, in the County of Saint John, for one year ending 1st day of June, 1838; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Partelow, by leave, presented a Petition from Edwin Dibblee, George Alexander and 51 others, Freeholders and Electors of the County of Carleton, setting forth, that force and violence were used at the late Election of the said County, and also, that bribery and corruption were used by Jeremiah M. Connell, Esquire, and his Agents, which caused the return of the said J. M. Connell, and prevented that of Bartholomew C. Beardsley, Esquire, the unsuccessful Candidate, and praying that the allegations so made, may be enquired into and investigated by the House; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Hill,

The House went into Committee of the whole on a Bill to amend an Act, intituled "An Act to incorporate the Saint Stephen's Marine Assurance Company."

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Partelow, by leave, presented a Petition from Lieutenant Colonel Ormond, of Her Majesty's Thirtieth Regiment, on behalf of the Officers of that Regiment, praying for a return of Duties on Wines and other Liquors for the use of their Mess during the past year; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. Partelow, by leave, presented a Petition from Daniel C. Perkins, of the City of Saint John, Merchant, praying for return of Duties on Goods destroyed at the Great Fire in the year 1841; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr.

Mr. Connell, by leave, presented a Petition from James Ketchum, Esquire, and 120 others, of the County of Carleton praying that an Act may pass authorizing an extension of the Gaol Limits in that County; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Connell moved for leave to bring in a Bill to authorize the Justices of the Peace for the County of Carleton to extend the Gaol Limits of the said County.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Partelow, by leave, presented a Petition from David Vaughan, of Saint Martin's, in the County of Saint John, praying to be reimbursed for monies expended in repairing the Breakwater at Quaco in the year 1841; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

On motion of Mr. Connell,

The House again went into Committee of the whole on a Bill to repeal "An Act to encourage the destroying of Wolves," and "An Act to grant a bounty on the destruction of Bears in this Province," and to make other provisions in lieu thereof.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again under their consideration had made further amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill, as further amended, engrossed.

Mr. Partelow, by leave, presented a Petition from Henry Gilbert, Robert Rankin and Company, Charles Ward, Owens and Duncan, James Kirk, and 120 others, Merchants and Traders, of Saint John, setting forth the evils to which the Province is now subject by the legal value of the British Coin being placed at much below its value, and praying that an Act may pass establishing as well the value of the British Gold as Silver Coins; which he read.

Ordered, That the said Petition be received and lie on the Table.

Read a third time as engrossed,

A Bill to incorporate the Bolton Brook Navigation Company.

Resolved, That the Bill do pass.

Ordered, That Mr. Hill take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Payne,

The House went into Committee of the whole on a Bill to enlarge, confirm and establish the bounds of the Provincial Penitentiary.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Barberie, by leave, presented six several Petitions, viz:—

From Alexander M'Beath, John Sinclair and 14 others:

" William M'Knight:

" Magnus Clauston and six others:

" George Henderson and five others:

" Donald M'Leod and three others:

" Duncan Morrison and ten others;

Freeholders of the County of Northumberland, complaining of an undue election in the said County of John T. Williston, Esquire, and that the Petitioners had been prevented by force and violence on the part of the friends and partizans of the said John T. Williston, from giving their votes, as they were desirous of so doing, for John Ambrose Street, Esquire, a Candidate at the said Election; and severally praying that their names may be added to the Poll Book, among the number of votes recorded for the said John A. Street, Esquire; and he having severally read the Petitions—

Ordered, That they be received and lie on the Table.

The

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

A Letter from William B. Phair, Esquire, Deputy Postmaster at Fredericton, together with copies of Communications he had received from the Department at Halifax, relative to the Post charges for Newspapers, Journals of the Legislature, and other printed papers sent by Mail; the same being communicated under an Address of the House of the 4th instant.

These Documents being read at the Clerk's Table, are as follow :—

Post Office, Fredericton, February 8, 1843.

SIR,—In compliance with an order from His Excellency the Lieutenant Governor, I enclose copies of certain instructions relating to the charges on Newspapers, Journals, Pamphlets, &c., sent by Mail to any part of the Provinces, and have also to inform you that such charges have been in practice for many years, by order of the Deputy Post Master General. With reference to the charge on Parliamentary Proceedings sent to England by Packet, the following is the rate :—

If not exceeding an ounce, 1½d each; For every additional ounce, 1½d each.

No writing allowed, except the Name and Address of the person to whom sent. 1st Vic. Cap. 34.

I am, Sir,

Your obedient servant,

WM. B. PHAIR, *Deputy Post Master.*

The Hon. W. F. Odell, &c. &c. &c.

(Copy.)

General Post Office, Halifax, October 24, 1842.

SIR,—In answer to yours of the 21st instant, I have to acquaint you, that my perquisite of one penny per Sheet attaches to the Journals and Laws of the Legislature of New Brunswick upon their transmission, and should be pre-paid. If, however, the Clerks of the Council and Assembly allow you to open accounts with them, you can charge the same to them, and wait for payment until the Legislature meets.

(Signed)

JOHN HOWE, *Dy. P. M. Gen.*

W. B. Phair, &c. &c. &c.

(Copy.)

General Post Office, Halifax, 19th January, 1843.

SIR,—In answer to your letter of the 10th instant, I have to inform you, that all Printed Sheets sent through the Post Office must be charged. If not sent under the Deputy Post Master General's privilege and pre-paid accordingly, they must be rated with full Letter Postage.

(Signed)

H. M. WATSON, *Acting Dy. P. M. Gen.*

Post Master, Fredericton.

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House—

Copy of a Communication from the Honorable Thomas Baillie, Surveyor General, in reference to the state of the Crown Lands in the Province, accompanied by Abstracts shewing the estimated state of Lands occupied by Squatters and others.

These Documents being read at the Clerk's Table, are as follow :—

(Copy.)

Crown Land Office, 5th January, 1843.

MAY IT PLEASE YOUR EXCELLENCY,

I consider it my duty to bring under Your Excellency's notice the present state of the Crown Lands in this Province.

The number of persons, now holding Lands, for which they have paid one or more instalments, amount to about (600) six hundred. The quantity of Land possessed by these people, and locked up from other purchasers, is little short of one hundred thousand acres, (100,000 acres) and the sum due to Government is about £12,000.

Many of those purchasers not resident on the Land are, I have no doubt, well able to pay one or more instalments, but so long as no measures are adopted to collect the sums due, so long will they remain careless of the matter, retaining the Land until some fortuitous circumstances shall render them valuable and available for speculation in opposition to the Crown sales. Many of the Purchasers, on the other hand, are, I believe, actually settled on and improving the Lands, and would, if urged, be able to pay an instalment in the course of some months. Others again have, I have reason to believe, left the land or the Province, and have given up all idea of completing the purchases by the payment of the remaining instalments; and some, if called upon either to complete their purchases or resign the land, forfeiting the payments made, would gladly avail themselves of the latter alternative.

Another class of persons who will require some action of Your Excellency are those who, for some years past, have addressed the Lieutenant Governor in Council, and who agreeably to the regulations were called upon to deposit one pound on presenting the Petition at this Office. The number of these persons, who have still left their money in deposit, amounts to no less than 1590 or thereabouts, and little doubt can be entertained that they are in possession of the Lands so applied for, which, taking the

the average at 100 acres each, will present an aggregate of 159,000 acres thus illegally held by these people.

Another class of trespassers are those who, without having deposited any money, have taken possession of Crown Lands, and are now actually settled upon the same. The number of those persons may, at the lowest calculation, be estimated at 1600, which, allowing 100 acres (and I believe many of them claim much more) will give the aggregate of 160,000 acres illegally occupied.

Taking, therefore, the value of these Lands thus held as it were in defiance of Government, as they are in breach of every regulation which has been made, and estimating their value only at 3s. per acre, the sum of which the Crown is deprived is somewhat startling, and will be perceived better by reference to the enclosed Table. But allowing that each person shall only be allowed to hold 50 acres, and dividing the two latter sums by two, a large sum appears, which could with proper management be made more or less available to the Province.

That some expense may be incurred, and some difficulty experienced in carrying out any measures which may be thought necessary to reduce this evil and convert it into a benefit, not only to the Province, but to the parties themselves, must of course be expected; but whether delay will not increase the evil till the hands of the Law will scarcely be strong enough to deal with it, must also be considered and weighed on the other hand.

And having thus brought the subject before Your Excellency, I consider that I have performed the duty required of me, and I shall be ready to obey whatever instructions I may receive from Your Excellency on this most important subject.

I have, &c.

(Signed)

THOS. BAILLIE, *Sur. Gen.*

His Excellency Sir Wm. M. G. Colebrooke, K. H., &c. &c. &c.

ESTIMATED STATE OF THE CROWN LANDS IN NEW BRUNSWICK WHICH ARE OCCUPIED BY SQUATTERS AND OTHERS UNDER INCOMPLETE PURCHASES—JANUARY 1843.

Abstract of Instalments due on Purchases of Crown Lands to 31st December 1842.

County.	Sales.	Acres.	Amount.
Carleton,	104	23,316	£3,093 2 7
Charlotte,	53	10,422	1,506 7 1
Gloucester,	46	6,307	616 14 10
Kent,	44	5,560	600 1 3
Kings,	50	7,430	782 16 5
Northumberland,	101	12,078	1,418 8 9
Queens,	52	7,527	694 4 7
Restigouche,	16	1,722	344 0 7
Saint John,	24	6,519	1,110 10 0
Sunbury,	14	1,765	184 16 3
Westmorland,	54	7,657	923 2 4
York,	38	5,226	683 12 10
	596	95,529	£11,957 17 6

Abstract of Deposits made by Petitioners for Crown Lands, upon which no further action has been had, (say 100 acres each at 3s. per acre.)

County.	No.	Acres.	Amount.
Charlotte,	72	7,200	£1,080 0 0
Saint John,	86	8,600	1,290 0 0
Kings,	186	18,600	2,790 0 0
Queens,	149	14,900	2,235 0 0
Sunbury,	90	9,000	1,350 0 0
York,	84	8,400	1,260 0 0
Carleton,	115	11,500	1,725 0 0
Restigouche,	69	6,900	1,035 0 0
Gloucester,	142	14,200	2,130 0 0
Northumberland,	229	22,900	3,435 0 0
Kent,	179	17,900	2,685 0 0
Westmorland,	189	18,900	2,835 0 0
	1590	159,000	£23,850 0 0

Abstract of Persons supposed to be Settled or Squatted on Crown Lands without any authority.

County.	No.	Acres.	Amount.
Charlotte,.....	142	14,200	£2,130 0 0
Saint John,.....	62	6,200	930 0 0
Kings,.....	145	14,500	2,175 0 0
Queens,.....	139	13,900	2,085 0 0
Sunbury,.....	95	9,500	1,425 0 0
York,.....	142	14,200	2,130 0 0
Carleton,.....	122	12,200	1,830 0 0
Restigouche,.....	82	8,200	1,230 0 0
Gloucester,.....	199	19,900	2,985 0 0
Northumberland,.....	174	17,400	2,610 0 0
Kent,.....	132	13,200	1,980 0 0
Westmorland,.....	166	16,600	2,490 0 0
	1,600	160,000	£24,000 0 0

This Table is only intended as an approximation to truth, and I by no means intend to pledge myself to its accuracy, as no exact Return of Squatters has ever been made, nor does sufficient information exist in the Office to enable me to compile one.

(Signed)

THOMAS BAILLIE, *Sur. Gen.*

The Honorable Mr. Simonds, likewise by command of His Excellency, laid before the House the following Documents, viz:—

Amended Schedule of Indian Reserves made up to 19th April, 1842 :

Return shewing the number of Persons settled upon, and who occupied portions of the Indian Reserves in the Province in 1841 :

General Abstract of Indian Reserved Lands in the Province made up to 20th April, 1842.

[See Appendix.]

Mr. Rankin, by leave, presented a Petition from the Justices of the Peace for the County of Northumberland, praying that a grant may pass to reimburse sums expended in providing for the relief, maintenance and care of sick and diseased Emigrants at the Port of Miramichi during the past year ; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 1st day of February instant, to take Petitions of a like prayer under consideration, to report thereon.

On motion of the Honorable Mr. Simonds,

Ordered, That the Abstracts of Revenue for the past year, as well as statement shewing the Finances of the Province, and which were laid before the House on the 1st instant, by command of His Excellency the Lieutenant Governor; be printed, and that one hundred and fifty copies thereof be furnished for the use of the Legislature.

Mr. Perley, by leave, presented a Petition from James R. Tupper and others, Members of the Fire Engine Company at Woodstock, in the County of Carleton, praying that an Act may pass exempting them from certain Parochial duties ; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Perley moved for leave to bring in a Bill to exempt the Members of the Fire Engine Company in the Parish of Woodstock, in the County of Carleton, from certain Parochial and County duties.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Perley, by leave, presented a Petition from James R. Tupper, Proprietor of the Woodstock and Fredericton Accommodation Stage Line, praying aid to assist him in keeping up the same ; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr.

Mr. S. Earle, by leave, presented a Petition from John Brittain and 145 others, inhabitants of Kingston, in King's County, praying that no alteration may take place in the division line between the Parishes of Kingston and Norton, in the said County; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Perley, by leave, presented a Petition from Leonard R. Coombes and Francis Rice, praying that a Grant may pass towards exploring a line of Road on the north side of the River Saint John, from the Madawaska River to the River Saint Francis; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. S. Earl, by leave, presented a Petition from the Justices of the Peace for King's County, praying that an Act may pass for the establishment of Fees to be taken by the Justices of the Peace in cases not now provided for; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. J. Earle, a Member for Queen's County, as also Mr. Perley, a Member for the County of Carleton, severally apply for leave of absence for a few days on important business; which was granted.

On motion of Mr. Rankin,

Ordered, That Mr. Wark be added to the Committee, appointed on the 31st day of January last, to take into consideration the subject of the Fisheries in the Province.

On motion of Mr. Taylor,

Ordered, That Mr. Rankin be added to the Committee appointed on the 31st day of January last, to whom were referred all matters connected with the Trade of the Province.

On motion of Mr. Fisher,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to lay before this House, copies of the several Petitions of Captain H. H. Carmichael, for a free grant of land, and also of the Documents accompanying such Petitions, as well as the several Orders in Council made thereon.

Ordered, That Mr. Fisher, Mr. Smith and Mr. S. Earle be a Committee to wait upon His Excellency with the Address.

Mr. Partelow, pursuant to leave granted, brought in a Bill to provide for the expenses of the Speaker and Members of the House of Assembly, when attending the General Assembly; which was read a first time.

On motion of Mr. Fisher,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to lay before the House copies of any communications, which may have passed between the Right Honorable Lord Stanley and the late President of the Legislative Council, relative to the resignation of his seat in that Body; also copies of any correspondence which may have been had with His Excellency in reference thereto, or in any way connected therewith.

Upon the question for sustaining the Resolution for this Address, the House divided—

YEAS, 11.

NAYS, 11.

And the division being equal, the Honorable Mr. Speaker decided in the affirmative.

Ordered, thereupon, That Mr. Fisher, Mr. Connell and Mr. Barberie be a Committee to wait upon His Excellency with the Address.

Mr. Hazen moved for leave to bring in a Bill to continue an Act, intituled "An Act to extend the jurisdiction of the Corporation of the City of Saint John, for regulation of the rates of Pilotage, beyond the limits now provided by Charter."

Leave granted.

The said Bill being brought in was read a first time.

Mr. Partelow, by leave, presented a Petition from James Clarke, Master of the
barque

barque Creole, of Londonderry, praying a return of double Head Money paid at the Treasury on Passengers by that vessel in the year 1842; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

On motion of Mr. Taylor,

The House went into Committee of the whole on a Bill to authorize the Court of General Sessions of the Peace for the County of York to increase the amount to be paid for Tavern and Retail Licences.

Mr. Partelow in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, it was

Resolved, That the further consideration of the said Bill be postponed for three months."

Ordered, That the Report be accepted.

Mr. Rankin, by leave, presented a Petition from John Wilson, of the Parish of Nelson, in the County of Northumberland, praying aid towards running a Team Ferry Boat across the South West and North West Branches of the Miramichi River, and for transporting Her Majesty's Mails over the same; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Palmer,

The House went into Committee of the whole on a Bill relating to Trespasses.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee, having the Bill referred to them under their consideration, had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. Hazen, by leave, presented a Petition from Lieutenant Colonel Blois, of Her Majesty's Fifty Second Regiment, in behalf of the Officers of that Regiment, praying for a return of Duties on Wines and other Liquors for the use of their Mess during the past year; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday. 11th February, 1843.

Prayers.

Read a second time the following Bills, viz:—

A Bill to authorize the Justices of the Peace in and for the County of Carleton to extend the Gaol Limits of the said County:

A Bill to exempt the Members of the Fire Engine Company in the Parish of Woodstock, in the County of Carleton, from certain Parochial and County Duties:

A Bill to continue an Act, intituled "An Act to extend the jurisdiction of the Corporation of the City of Saint John, for the regulation of the rates of Pilotage, beyond the limits now provided by Charter: and

A Bill to provide for the Expenses of the Speaker and Members of the House of Assembly, when attending the General Assembly.

Mr. Partelow, by leave, presented a Petition from William Kilpatrick, of the Parish of Portland, in the County of Saint John, praying that an Act may pass to authorize the Justices of the Peace for the City and County to make an assessment for the payment of losses sustained by the pulling down of his house, under the orders of Public Authorities at the Great Fire in Portland in the year 1841, to arrest the progress of the flames; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr.

Mr. Partelow moved for leave to bring in a Bill to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the inhabitants thereof for a loss sustained by William Kilpatrick, in consequence of the Fire in Portland in August, 1841.

Leave granted.

The said Bill being brought in was read a first time.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Messages:—

"New Brunswick.

"Message to the House of Assembly, 10th February, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor lays before the House copy of a Despatch from the Secretary of State for the Colonies, on the Act No. 1372, for incorporating the Westmorland Mining Company; also Extract of a Despatch concerning the Act No. 1388, relating to Mines and Minerals in the County of Gloucester, with copy of his Despatch in answer to the Secretary of State.

"W. M. G. C."

The Documents accompanying the foregoing Message, being read at the Clerk's Table, are as follow:—

MINING COMPANIES WESTMORLAND AND GLOUCESTER.

(Copy.)

[No. 70.]

Downing Street, 8th June, 1842.

SIR,—Among the series of Acts passed by the Legislature of New Brunswick, during their Session of 1841, was one (No. 1372) for incorporating the Westmorland Mining Company.

This Act incorporates a Company for the working of Mines, with a proposed capital of only £25,000, in 1000 shares of £25 each, of which only 25 per cent. is required to be paid up within three years of the passing of the Act.

According to the present practice of Legislation in this Country, and the course of proceedings adopted by Her Majesty's Government, the privilege of incorporation would not be granted to this Company either by Act of Parliament or by Charter, inasmuch as neither the purpose of the Company nor the amount of capital required is such as to render a large association of persons necessary for carrying it into effect.

I am not, however, prepared to state, that, in the Province of New Brunswick, which is but thinly peopled and has but a limited supply of capital, the rule should be acted upon so strictly as in this Country. But in the Act now under consideration, I perceive the absence of all regulations for the management of the affairs of the incorporation, and of all provisions enabling its creditors to have a remedy against the individual Shareholders, to the extent of the capital subscribed for, but not paid up.

These omissions, however, have so little relation to the general interests of the public, that it has not been thought necessary on their account to withhold the Royal Assent from this Act, but on the contrary, Her Majesty to confirm it, leaving it to the Provincial Legislature to lay down some general rules, either by way of enactment or as standing orders, applicable to Acts incorporating Trading and other Companies.

I enclose an order, passed by Her Majesty in Council on the 3d instant, leaving the Act in question to its operation, as also the Atlantic Assurance Company, Act No. 1373.

I am, &c.

(Signed)

STANLEY.

Major General Sir William Colebrooke.

EXTRACT OF A DESPATCH FROM LORD STANLEY TO SIR WM. COLEBROOKE.

[No. 95.]

Downing Street, 27th August, 1842.

I have had under my consideration the Act (No. 1388) of the Legislature of New Brunswick, transmitted in your Despatch, No. 57, of the 27th May last, entitled "An Act relating to the Mines and Minerals in the County of Gloucester."

The operation of this Act being suspended for the signification of Her Majesty's pleasure, you advise that it should be confirmed, because it is desirable to encourage persons employing capital in the development of the natural resources of the Province. Fully acceding to the accuracy of that general opinion, I yet cannot but regard, as open to serious doubt, the applicability of it to the present case.

The object of this Act is to set aside, in favor of Mr. Wm. Stevens, one of the most important provisions of the Provincial Statute, 8 Geo. 4th, cap. 1, sec. 5, for the support of the Civil Government of New Brunswick. By that section it is provided that any grant, lease or assurance of any description of Crown property, unless made upon sale or rent to the highest bidder at a Public Auction,

shall be utterly void and of no effect. It is obviously of great importance to adhere with the utmost possible strictness to this enactment. No exception should be admitted unless the most conclusive grounds can be alleged in support of it. In the present case it therefore remains to enquire what are the grounds on which the proposed exception proceeds.

Stevens bought the right of exploring for five years an entire County in New Brunswick, in order that he might discover the measures best suited for his mining operations. Those operations were then to be carried on for a period of fifty years; but the five years of exploration having nearly terminated, and Stevens having been disappointed as to the result of his experiments in different places, petitioned the Legislature to prevent the right of exploring and mining in any part of that County from being again put up to auction. His apprehension was, that, in the event of any such auction taking place, he would be out-bid by other projectors. To this application the local Legislature have assented, and have passed the present Act, by which the original term of the exclusive right of exploration has been enlarged from five years to ten.

It appears to me difficult, if not impossible, to distinguish the case of Wm. Stevens from that of any other person, who, having purchased the Territorial Rights of the Crown at auction, may have been disappointed in the hopes with which they made such purchases. He miscalculated the benefit to be derived from his contract; but if in his case such a miscalculation entitles him to an indemnity at the public expense, on what principle could a similar indulgence be refused to any other purchaser who had engaged in an unsuccessful speculation. The hopes of the buyers, whether well or ill founded, would thus virtually be made the measure of their claims, and no contract could be considered as final until it had been first ascertained, whether the expectations of the purchaser had been fulfilled or not.

Further, it must be remembered, that the exclusive privilege of exploration was sold for five years; and it may reasonably be concluded, that the shortness of the term deterred and prevented an effective competition which might have been raised at the auction, could it have been then foreseen that this comparatively short term would afterwards be doubled by an Act of the Legislature. Consequently the Public Treasury would, by the present Act, be deprived of the advantage of a real and fair competition for the property in question.

With regard to the advantage of promoting the application of capital to mining in New Brunswick, the following dilemma would seem inevitable: Either there are, or are not, persons ready to compete with Stevens at a new auction for the sale of this privilege. If there are such persons, the advantage in question will be secured as fully by adhering to the existing law, as by making the proposed gratuitous donation to him. If there are not such persons, then by adhering to the existing law, he will sustain no prejudice, and a public principle of great importance will be maintained inviolate.

To these objections to this Act your Despatch furnishes no answer; and of course I cannot but attach so much weight to the authority of the local Legislature in favor of the measure, as to distrust any conclusions of my own when opposed to it. But so considerable would appear the weight of the difficulties which I have stated, that I have thought it right to postpone submitting any advice to the Queen, as to the manner in which this Act should be disposed of, until I shall be in possession of your answer to this Despatch.

[No. 92.]

Fredericton, N. B. 30th September, 1842.

MY LORD,—In pursuance of the instructions contained in your Lordship's Despatch, No. 95, dated August 27th, I communicated it to the Executive Council at a late meeting of the Board, and having taken it into consideration, I have the honor to report the result of their opinions and my own on the subject.

The great difficulty experienced in regard to the various Bills of a local nature, which have received the support of the Council and Assembly, have been the passing of them on the direct application of the parties to the Assembly, and on information exclusively of a private nature, the Government not possessing the means of pursuing such enquiries, as would have enabled it to form an accurate judgment of the case. Where lands were applied for, they were laid out by making the boundaries generally, and described with reference to their situation, and the timber growing on them; and latterly leases of the coal measures have been disposed of, but the search of metals did not till lately attract much attention.

A Geological Survey of the Province was undertaken by Dr. Gesner in 1838, under annual grants of the Assembly, which were discontinued in the last Session; and as he had not examined the northern District of the Province, I directed him, during his recent exploration of the Restigouche River, censorily to examine the Mines of the County of Gloucester, and his report, of which I enclose a copy, is the first authentic information I have attained on the subject.

The Act relating to Mines and Minerals in the County of Gloucester was passed, under the representations made by Mr. Stevens of the necessary expenses he had fruitlessly incurred, during the five years in which he held the exclusive privilege of mining in that District; and although it was not likely that he would have been exposed to competition at a public sale of the privilege, he seems to have considered that the passing of a local Act would enable him to raise the capital required in his future operations, with greater facility than he could otherwise do.

As the Act under which he now enjoys these privileges will have expired before the one now under consideration could come into operation, the Executive Council concur with me in thinking, under all the circumstances of the case, that it would not now be desirable to renew it. From the report of Dr. Gesner, I am led to form a high opinion of the mineral wealth of the District, which I hope in the next year may be fully explored, and if it should be found advisable to offer the same privileges

privileges at public sale, or subject it to limitations, Mr. Stevens will doubtless be able to purchase them on terms that would be fair and reasonable. In the mean time, he has secured the exclusive privilege of working the Manganese Mine, which he has successfully opened.

To Dr. Gesner the Province is already indebted for drawing attention to the value of its Coal fields, and its quarries of Granite and Lime Stone; and if the Assembly should appreciate the advantage of completing his Geological Survey of the Province, it may not be necessary to depend on individual speculators for discovering the resources of the Province; and the privilege of working Metallic Mines, as well as those of Coal, will be readily purchased by them, when their existence has been ascertained.

Leases of the privilege of mining within the limits of four square miles has been sold in the southern Coal Districts.

I have, &c.

(Signed)

W. M. G. COLEBROOKE.

Right Honorable Lord Stanley.

To His Excellency Sir WILLIAM MACBEAN GEORGE COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

I beg leave to submit the following remarks on the Mines of Gloucester, in compliance with Your Excellency's instructions.

About five years ago the Gloucester Mining Association obtained from the Provincial Government a Lease of all such Mines and Minerals as they could discover and work, during the term of five years, in the County of Gloucester, which County has since been divided and now forms the Counties of Gloucester and Restigouche. The Lease extends to the term of fifty years; five years were allowed for discovery and the opening of the Mines.

The five years allowed for exploration have nearly expired. During that time the Association has spent much labour and money in searching for Copper Ore at the mouth of the Big Nipisiguet River, and in boring for Coal eighteen miles below Bathurst, at a place called the Capes.

In both of these enterprises the Corporation has been unsuccessful, notwithstanding the great perseverance of their agent, Mr. William Stevens.

In searching for a lode of Copper on the Tettagouche River, an Ore of Manganese was discovered two years ago. As this Ore is of a superior quality and will probably be found abundant, the attention of the Association has been directed to it, and while a further search for Copper is still going on, the Mine of Manganese has been opened and is now worked.

This Mine is situated eight miles from Bathurst, on the east bank of the Tettagouche River, where the Ore is obtained by striking levels into the side of a cliff one hundred and fifty feet high. At this spot there is a fall in the River of twenty five feet, and the water has been ingeniously turned to propel powerful machinery, which is now used in breaking and cleaning the Manganese.

A considerable quantity of Ore has been sent to England, where the price is from ten to twelve pounds Sterling per ton. About a hundred tons are now ready to be shipped.

Copper and Lead Ores have also been found in different parts of the Counties of Restigouche and Gloucester, but at present neither of these Ores are worked.

The outlay of the Association has been made in searching for Copper, by striking levels, boring for Coal, making a Road to the Tettagouche Mine, eight miles, and in erecting machinery for cleaning the Ore and other mining purposes at the Falls.

The Association also sent out Mr. Henwood, an excellent Geologist, to examine a part of the District.

I am of the opinion that the Association has expended fifteen thousand pounds in mining and other operations, for which they have as yet received but a very small return. Their enterprise is deserving the highest credit, and they have already greatly contributed to the improvement of this part of the Country.

The County of Gloucester is evidently one of the best mining Districts in the Province. The Granite and Older Slates are here in contact, and the principle rocky Deposits resemble those of Cornwall, in England. Copper, Lead, Manganese, Iron and Coal have already been found, and it is probable that future discoveries will be made which will be generally advantageous to the Province.

I have, &c.

(Signed)

A. GESNER, *Provincial Geologist.*

Fredericton, 29th September, 1842.

"New Brunswick.

"Message to the House of Assembly, 10th February, 1843.

"W. M. G. COLEBROOKE, *Lt. Governor.*

"The Lieutenant Governor lays before the House, copy of a Despatch from the Secretary of State for the Colonies, relative to certain expenses incurred by Her Majesty's Consuls at Havana, and Portland, in the United States, for the relief of distressed Seamen belonging to Vessels arrived from Nova Scotia and New Brunswick; and, referring to the opinion of the Law Officers of the Government, he recommends that

that provision be made for reimbursement of the amount incurred for relief of the men belonging to the Queen, of Saint John.

“ W. M. G. C.”

The Documents accompanying this Message, being read at the Clerk's Table, are as follow :—

RELIEF TO SEAMEN BY BRITISH CONSULS AT HAVANA AND PORTLAND.

(Copy.)

[No. 78.]

Downing Street, 27th June, 1842.

SIR,—I transmit herewith the copy of a Letter from the Assistant Secretary of the Treasury, with its enclosures, relative to the expenses incurred by Her Majesty's Consuls at the Havana, and at Portland, in the United States, for the relief of distressed Seamen belonging to Vessels owned in Nova Scotia and New Brunswick.

As Her Majesty's Government are of opinion, that the expense of affording succour to destitute Colonial Seamen should not be charged on the funds of this Kingdom, but should be defrayed from the revenue of the Colony to which these Vessels may respectively belong ; I have to instruct you, if there be no means of enforcing re-payment from the owners, to apply to the Provincial Legislature for a grant to cover the amount expended in the relief of the men belonging to the Queen, of Saint John, New Brunswick.

I have, &c.

(Signed)

STANLEY.

His Excellency Sir William Colebrooke, K. H. &c. &c. &c.

(Copy.)

Treasury Chambers, 16th June, 1842.

SIR,—A letter having been addressed to me by the Secretary of the Admiralty on the 23d of April last, relative to the expenses incurred by Her Majesty's Consul at Havana, on account of the Crew of the “ London Packet” of Halifax, I am commanded by the Lords Commissioners of Her Majesty's Treasury to transmit to you a copy thereof, of its enclosures, of the minute thereon, and of a reply from Viscount Canning to the communication directed by that minute to be addressed to him.

I have further to transmit to you a copy of a subsequent letter from the Secretary to the Admiralty, relative to the expenses incurred by Her Majesty's Consul at Portland, in the United States, in relieving the crews of the *Globe*, of Halifax, and of the *Queen*, of Saint John, New Brunswick, as well as of a specification of the charges referred to in this last mentioned letter, which has been obtained from the Lords of the Admiralty ; and I am to request that you will submit these documents to Lord Stanley, and move his Lordship to apply to the Governments of Nova Scotia and New Brunswick, to repay the expenses incurred on account of the Crews of vessels appertaining to those Colonies, as suggested in Viscount Canning's letter of the 24th ultimo.

I am at the same time desired to request you will point out to Lord Stanley that their Lordships can discover nothing, which could warrant the proceeding of Lord Falkland in drawing the Bill upon the Consul at Havana, dated 30th April, 1841, which is referred to in the enclosures to Sir John Barrow's letter of the 23d of April, 1842; and had Her Majesty's Consul at Havana declined to accept that Bill, their Lordships conceive that Lord Falkland would have been held personally liable for the charges usually attending the non-payment and return of a Bill.

I am, &c.

(Signed)

C. E. TREVELYAN.

Admiralty, 23d April, 1842.

SIR,—I am commanded by my Lords Commissioners of the Admiralty to send you the enclosed accounts of Her Majesty's Consul at Havana, by which it appears that he has paid £60 17 3, for the Crew of the “ London Packet” of Halifax, and his own expenses in proceeding to Matanzas, where there is no resident Consul, to release from prison the Mate of the “ Stephen Binney,” of Halifax, who had been improperly left there; and my Lords, considering that the Naval Department is not liable to the charge, it being on account of a Colonial Vessel, I am to request you will move the Lords Commissioners of Her Majesty's Treasury to authorize payment thereof to the Paymaster General for Naval Services, who has been requested to receive it.

I am, &c.

(Signed)

JNO. BARROW &c. &c.

\$303,1½—£59 7 7.

Statement explanatory of the payments for the travelling expenses of British Subjects, forming the 4th Article of the Account Current.

The *London Packet*, Captain Harvey, having been shipwrecked on the opposite side of this Island, I received the Crew on their arrival at the Havana, on board Her Majesty's ship *Romney*. The expense of the journey of the Crew across the Island was originally paid by Captain Harvey, and was not refunded by me at the time; neither was the passage of the Crew from hence to Halifax, on

on board the *Blue Rose*, of Halifax, paid by me at the time. But Lord Falkland, the Governor of Nova Scotia, having paid this last item, and drawn on me for the amount, I thought myself bound to honor his Lordship's draft for the £44, which forms the Voucher, No. 27.

In like manner Captain Harvey, on his return to this Island, applied to me to refund him the \$60 he had paid for the travelling expenses of the Crew of the London Packet from Batabano to Havana, and I should be glad to know whether it is my duty to do so.

The item, No. 2, \$13.4 is for refreshments for the Crew of the London Packet on their arrival at Havana, for the portage of their effects from the Rail Road, by which they arrived, to the wharf, and for boat hire from the wharf to the Romney.

The succeeding items are for payments arising out of the imprisonment at Matanzas, of James Armstrong, the Mate of the "*Stephen Binney*," of Halifax, Weddeford, Master, then at Matanzas, where there is no resident British Consul.

Having received a letter from the consignee, Mr. Burham, an American Merchant at Matanzas, announcing that Armstrong was to be left behind in prison at my disposal, I thought it my duty to proceed there in person to inquire into the circumstances, and having ascertained that there was no good reason for Armstrong's imprisonment, I procured his liberation. But Weddeford having persisted in refusing to receive his Mate on board the "*Stephen Binney*," I brought him back with me to the Havana, and placed him on board the Romney, until an opportunity for his removal should present itself. The item, No. 3, is for my own travelling expenses in going to Matanzas and in bringing Armstrong back, for the particulars of which, including various petty outlays, it was not possible to obtain vouchers. But for the item, No. 4, the passage money of James Armstrong from hence to Halifax, a receipt will be found in the voucher, No. 28.

It appears to me however that the greater part of the items, included in the present statement, may possibly be recoverable from the owners of the vessel in question; the expense in the one case having been occasioned by the shipwreck of the London Packet, which was probably insured, and in the other by the misconduct of Captain Weddeford, who has in consequence, I am informed, been removed from the command.

Payments referred to in the foregoing statement:—

No. 1. Lord Falkland's draft on me for £44 sterling, paid on 23d August, 1841, at the Exchange of 14 per cent. premium, Voucher 27,	\$222,5½	Com.	£46 5 1 1 3 2
No. 2. Refreshments for the Crew of the London Packet,	13,4		
No. 3. Consul's travelling expenses in going to Matanzas, relieving James Armstrong from prison, and returning, including the removal of Armstrong with his effects from Matanzas,	51	Com.	£13 2 6 0 6 6
No. 4. Passage money of James Armstrong from Havana to Halifax, No. 28,	16		£13 9 0
			—————\$303,1½

D. TURNBULL, C. S.

Havana, 30th September, 1841.

Copy of Treasury Minute, dated 13th May, 1842.

Transmit copy of this letter with the enclosed statement to Viscount Canning, requesting he will move the Earl of Aberdeen to apprise my Lords whether the travelling expenses to Matanzas and back appear to his Lordship to constitute such a charge as should properly be defrayed from the Parliamentary grant for Consular contingencies, and to favor my Lords with his opinion as to the directions it will be proper to give in regard to recovery from the Colonial funds of Nova Scotia, or otherwise, of the amount of the other disbursements specified in the statement.

Foreign Office, May 24th, 1842.

SIR,—In reply to your letter of the 18th instant, I am directed by the Earl of Aberdeen to state to you, for the information of the Lords Commissioners of Her Majesty's Treasury, that, in His Lordship's opinion, the charges incurred by Her Majesty's Consul at Havana, for the crew of the London Packet, of Halifax, and for his own expenses in proceeding to Matanzas, should not be paid from the Parliamentary grant of Consular contingencies.

The relief, granted by British Consuls to British Seamen, is given under printed instructions from the Admiralty, which instructions, in the opinion of Lord Aberdeen, are sufficiently clear and imperative to require Consuls to relieve British Seamen, whether natives of the United Kingdom, or of British Colonies; and if, as now appears to be the case, the Admiralty desires that British Consuls shall not charge to the Admiralty the amount of relief granted to British Seamen belonging to Her Majesty's Colonies, instructions should be sent to Her Majesty's Consuls not to relieve such Seamen; but until the Admiralty request, that such instructions may be given to Consuls, it is clear that Consuls should be allowed to charge such relief to the Lords of the Admiralty.

Lord Aberdeen is however of opinion that the amount should be recovered from the Colony.

I am, &c.

(Signed)

CANNING.

P. S.—The original enclosures in your letter are herewith returned.

To Sir George Clark, Bart.

N

Admiralty,

Admiralty, 6th May, 1842.

SIR,—It appearing by the accounts of the Consul at Portland, United States, for the quarter ending 31st December last, the sum of £85 7 1 has been paid for the subsistence of the crews of the Globe, of Halifax, and the Queen, of Saint John, New Brunswick, viz :—

Globe,.....£33 8 2
Queen,..... 51 18 11

£85 7 1

I am commanded by my Lords Commissioners of the Admiralty to request you will move the Lords Commissioners of Her Majesty's Treasury to cause the amount to be paid to the Pay Master General, as was done in the case of the "London Packet," of Halifax, these being Colonial vessels, and my Lords not considering this Department liable to the charge.

I am, &c.

(Signed)

JNO. BARROW.

C. E. Trevelyan, Esquire, &c. &c. &c.

23d May, 1842.

Abstract of charges in the account of Mr. Joseph F. Sherwood, Consul at Portland, United States, for the subsistence of the crew of the Globe and Queen, of Halifax, Nova Scotia, in the quarter ending 31st December, 1841 :—

GLOBE.

		Dol.	Cents.
Voucher, No. 1.	Subsistence,	9	00
2.	"	22	50
4.	"	54	00
5.	Travelling,	28	75
6.	"	40	00
10.	Clothing,	1	25
11.	Postage,	1	60
		157	10
	Commission,	3	92
		161	02—£33 8 2

QUEEN.

		Dol.	Cents.	
Voucher, No. 3.	Subsistence,	82	40	
7.	Travelling, Expenses,	80	00	
8.		60	00	
9.		20	00	
11.	Postage,	2	06	
		244	46	
	Commission,	6	12	
		250	58—	
				51 18 11
				£85 7 1

Total,

Vouchers enclosed.

James Stephen, Esquire, &c. &c. &c.

(Copy.)

Fredericton, 23d August, 1842.

SIR,—In reply to your note of yesterday, enclosing the copy of a Despatch from the Right Honorable Lord Stanley, Secretary of State for the Colonies, dated 27th June, 1842, on the subject of expenses "incurred in affording succour to destitute Colonial Seamen," I have to say that I am not aware of any Colonial funds which can be applied to that purpose, and that it appears to me, the same can only be furnished by the Colonial Legislature.

I have the honor, &c.

CHARLES J. PETERS, Atty. Genl.

The Honorable William F. Odell, &c. &c. &c.

"New Brunswick.

"Message to the House of Assembly, 10th February, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor lays before the House, copies of two Despatches from the Secretary of State for the Colonies;—the first relating to the alteration of the Import

Import Duties in the United Kingdom and in the Colonies ; and the second communicating the Act to amend the Laws for the regulation of the Trade of the British Possessions abroad.

“ W. M. G. C.”

The Despatches accompanying this Message, being read at the Clerk's Table, are as follow :—

ALTERATION IN IMPORT DUTIES.

(Copy.)

Downing Street, 17th May, 1842.

SIR,—Her Majesty's Government having had under their consideration the representations on the subject of the projected alterations of the Import Duties both in the United Kingdom and in the Colonies from the Legislature of New Brunswick, as well as from various bodies interested in the Trade of the Province, which accompanied your Despatches of the numbers and dates in the margin.

I now proceed to explain to you, for the information of the parties interested, the conclusion to which Her Majesty's Ministers have come, in reference to those representations.

Her Majesty's Government cannot but regret the unfavorable apprehensions which are entertained by the Petitioners as to the probable effect of these measures, and in which to some extent you appear to participate ; but they trust that a closer examination of the changes which are proposed will lead to a more favorable estimate of their probable results, and although I do not feel called upon, on the part of the Government, to enter into a detailed and argumentative exposition of the subject, I am nevertheless induced to hope that the general observations, which I propose to make, may be found useful in removing erroneous impressions and allaying exaggerated fears.

The contemplated changes in the Imperial and Colonial Tariffs appear to affect New Brunswick in three, and only three important particulars, viz. : The Trade in Wood with the West Indies; the Trade in Fish with the West Indies; and the Trade in Wood with the United Kingdom. With respect to the Trade in Wood with the West Indies, I admit that possibly some falling off may take place in the export of Shingles, Staves and Headings to the West Indies, but these appear to form a very inconsiderable portion of the New Brunswick Wood Trade, as appears from the following Table :

Value of Exports of Wood Goods from New Brunswick, in the years			
	1837.	1836.	1835.
Shingles and Staves,	£22,279	£21,195	£20,336
Total Exports of Wood Goods,	454,391	454,236	478,453

The remainder of the Wood Exports from New Brunswick, as derived from information which I have, no reason to doubt, is not likely to be affected by the competition of the United States, who are themselves obliged to resort to New Brunswick and Canada for this commodity, and who, from the gradual diminution of their own Timber, will become more and more dependent upon the British North American Provinces for their supplies.

With respect to the Trade in Fish with the West Indies, although Her Majesty's Government have with a view to satisfy the just claims of the West Indian population, recommended the substitution of a duty upon Fish in lieu of the present prohibition, yet, in fixing that rate of duty, regard has been had to the protection and encouragement of the British North American Fisheries, as well on account of their importance as a nursery for Seamen, as also because of the monopoly hitherto enjoyed by British North American Colonists, an abrupt transition from which, into an unprotected competition, might lead to much individual loss and inconvenience.

In estimating, however, the comparative facilities of the United States and New Brunswick, for carrying on Fisheries, I do not believe any thing either in reference to the proximity of the Fishing grounds, the cost of building or fitting out Ships, the ordinary rate of wages, or the aptitude of the people for this species of employment, which would lead to the supposition that the United States have any superior advantages over New Brunswick, or that the proposed protection of 15 per cent. is not amply sufficient, or that there are any other circumstances which would call for a larger increase of protection to the British North American Fishermen than is accorded to other branches of the industry of those Colonies.

I am aware that, in the United States and France, high duties are imposed upon the produce of the Fisheries of this country, and that the system of bounties is still kept up with a view to the support of their own Fisheries.

Her Majesty's Government, however, conceive that those high duties must be deemed to be an admission on the part of the countries imposing them, that they are themselves apprehensive of the competition of the British Fishermen in their own markets; and it has been stated by parties who have urged upon the Government the adoption of a higher rate of protection to the British Fisheries, that such apprehensions are actually entertained. If there be any ground for such apprehensions, there can be little cause for the petitioners to fear lest Foreign Fish would, to any serious extent, compete with British Fish in the West India Markets, protected as it will be by the proposed duty, and, notwithstanding the privilege in the nature of a bounty or protection proposed to be continued to the British Fisheries, of importing, duty free, the principal articles required for their employment.

With

With respect to the Wood Trade with the United Kingdom, I perceive that whilst the petitioners have dwelt upon those portions of the proposed changes which they conceive to be unfavorable to the Colony, namely, the diminution of the difference between the duties imposed upon Baltic and British North American Timber, they have omitted to notice the reduction (amounting very nearly to abolition) of the duty upon Colonial Timber, which will necessarily give increased facilities to the importation of this article into this Country, and, by admitting of a reduction of price in respect of the reduced duty, will tend to increase the consumption, and thus cause a reaction upon the price favorable to the importer, and keep up or increase the employment for the shipping engaged in this branch of commerce.

The advantage of this will be more especially felt in that class of Wood which is more peculiarly the produce of British North America—the Yellow Deal; and which, in fact, meets with no very effective competition from the Baltic Timber, in consequence of being applied to different purposes, for which the Yellow Pine of New Brunswick is preferred, both from its superior fitness and its lower price to the consumer.

Her Majesty's Government considers also that the addition of 2s. per 50 cubic feet on Foreign Deals, to the duty of 36s. as at first proposed, and the five per cent. additional duty to which Timber will be liable, and which, although inappreciable upon the Colonial Duty, amounts to 1s. 6d. per 50 cubic feet upon Foreign Timber, should not be lost sight of in the endeavour to form a just estimate of the Tariff proposed to Parliament.

If the Petitioners give due weight to these considerations, Her Majesty's Government trust that they will eventually be of opinion, that whilst the alterations in the Timber Duties will be found of very great advantage to the consumer in this Country, the Timber Trade of New Brunswick will, so far from declining, be placed in a more sound condition, and with greater prospects of increase than under the existing Tariff.

It is moreover not immaterial to observe, that whilst the Forests of the British North American Provinces are as yet unexhausted, and to a great extent untouched, the great demand which has for a series of years existed for the Fir Timber of the Forests on the Continent of Europe, particularly of Poland, has led to a material diminution of the supplies to be obtained in the immediate vicinity of the great navigable rivers; and that consequently, it is becoming gradually necessary to derive them from the most distant points, thereby increasing the cost of bringing them to the point of shipment, and thus tending to create an additional demand for the cheaper article imported from British America.

With these views and anticipations, Her Majesty's Government cannot participate in the fears expressed by the Petitioners in reference to the apprehended loss of value in Wharfs, Mills, and other similar establishments in the Colony—the want of employment of their labouring population,—the decline of the Maritime Commerce, or the injury to the general welfare of the Colony.

Her Majesty's Government are disposed to believe, that these apprehensions are founded upon estimates of the probable prices of Timber, drawn from the prices of that article at the present moment, which are unusually low, in consequence of the depression of the Timber Trade, owing to general causes; and they venture to hope, that the proposed opening of the British Ports to Foreign and Colonial produce generally, at much lower duties than heretofore, will materially tend to revive all branches of Manufacturing and Commercial industry, and that the Timber Trade will not only participate in that revival itself, but derive collateral advantages from it, both as respects price and demand.

I would, in conclusion, remark, that the measures contemplated for the encouragement of various articles of the agricultural produce of the British Colonies, if passed into a Law, may be expected, at no distant time, to become of increasing importance and value to the growing population of New Brunswick, whose industry cannot permanently continue to be so exclusively applied to the business of lumbering as at the present moment.

I have the honor, &c.

(Signed)

STANLEY.

Lieutenant Governor Sir W. M. G. Colebrooke, K. H. &c. &c. &c.

REGULATION OF THE TRADE OF THE BRITISH POSSESSIONS ABROAD.

(Copy.)

[No. 91.]

Downing Street, 19th August, 1842.

SIR,—I transmit to you herewith an Act of Parliament which received the Royal Assent on the 16th ultimo, entitled "An Act to amend the Laws for the regulation of the Trade of the British Possessions abroad," and I have to request that you would take the first opportunity of communicating copies of this Act to the Legislature of the Province under Your Government.

I also enclose, for your information, the copy of a Despatch which I have addressed to the Governor of Canada, explaining the policy by which Her Majesty's Government has been governed, in recommending to Parliament the adoption of the important changes in the Laws affecting the Trade of the Colonies, which are sanctioned by this Act.

I have the honor, &c.

(Signed)

STANLEY.

Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy.)

(Copy.)

[No. 227.]

Downing Street, 17th August, 1842.

SIR, I transmit you herewith an Act of Parliament, 5 and 6 Victoria, c. 49, which received the assent of the Crown on the 16th ultimo, entitled "An Act to amend the Laws for the regulation of the Trade of the British Possessions abroad," and I have to request that you will take the first opportunity of communicating copies of this Act to the Provincial Legislature of Canada.

Her Majesty's Government having undertaken soon after their accession to office, the revision of the Laws by which the commerce of the United Kingdom is governed, felt it to be their duty to consider with equal care, the regulations bearing upon the trade of the Colonies; and having it in view, the experience which has now been obtained of the Legislation, promoted by the late Mr. Huskisson, and some of his successors in office, and being satisfied with its results, their object has been to give fuller effect to the spirit in which that Legislation was conceived. They have applied themselves therefore to remove restrictions upon Colonial industry, to bring the provisions of the Imperial Law more and more into accordance with the spirit of the Declaratory Act of 1778, and to afford new practical recognitions of the principle of equality and impartiality, in the dealings of the Imperial Legislature with the Colonial Possessions of the Crown. The Act now sent to you is the fruit of these endeavours, and I trust that the Legislature and the Inhabitants of Canada will find in it enactments calculated to be of essential advantage to their commerce, and to afford them relief as consumers of imported goods.

I do not propose to recapitulate the substance of the Act in all its provisions, but I wish to call your attention, in the first place, to the repeal of the Duties under the Acts 4 Geo. 3, c. 15, 6 Geo. 3, c. 52, 14 Geo. 3, c. 88, on Pimento, Molasses, Wines and Spirits, respectively.

I trust that in the repeal of these Duties the Legislature will perceive and appreciate the desire of Her Majesty's Government to maintain the principle of the Declaratory Act already alluded to, and to confine the enactments of the Imperial Legislature, even as respects the imposition of Import Duties, within the narrowed limits which are compatible with the due regulation of the Commercial Interests of the Empire at large. I am desirous also to bring under your notice a comparison of the Table of Prohibitions, Duties and Exemptions in the 4th and 7th Sections, with those of the Possessions' Act applying to the like articles.

You will observe that the ad valorem Duties on Foreign Glass and Silk manufactures are reduced from 20 and 30 per cent. respectively, to 15 per cent; those on Foreign Linen, Leather, and Paper manufactures, and on Clocks and Watches, from 30 to 7 per cent; those on Foreign Cotton manufactures, Tobacco and Soap, from 20 to 7 per cent; and those on unenumerated articles, from 15 to 4 per cent; whilst salt Fish of foreign taking or curing, instead of being prohibited, is admitted at a duty of 2s. per cwt. Foreign Oil, Blubber, Fins and Skins, also prohibited under the previous Act, are admitted on a duty of 15 per cent. ad valorem; Cocoa that was charged 5s. per cwt. is admitted at 1s. per cwt., and the prohibitions and restrictions which were applied to the importation of Tea, otherwise than from the United Kingdom or from British Possessions, or under certain specified conditions, are exchanged for a duty of 1d. per pound.

Her Majesty's Government are sensible that objections may be raised in Canada and New Brunswick to the provisions of this Act, in reference to the important article of Foreign Lumber as tending to injure them in supplying the West Indies with one of their staple exports. Her Majesty's Government earnestly trust that such may not be the unfavorable result of the recent Legislation. Having regard to the fact that the United States are themselves compelled to resort largely to the British Provinces for a supply of wood, it is not hazarding too much to state that the exemption of Foreign Lumber does not appear likely to injure the British North American Trade in this article with the West Indies.

The duty of 5s. per barrel upon Foreign Wheat Flour, and 12s. per cwt. on Foreign salted or cured Meat, which were imposed by the Possessions' Act, were attended by this peculiarity, that they did not extend to Canada, where Wheat Flour and Salted Provisions were altogether exempt from duty. The object of granting this exemption to Canada was to draw this species of produce from the North Western States of the Union down the River Saint Lawrence to the Atlantic. But these articles being imported into Canada, not for her own consumption, but for re-exportation to the West Indian and other Colonial Markets, the effect was, to give Canada the benefit of a transit Trade at the expense of those Colonies. These duties are now reduced to 2s. per barrel in the case of Wheat Flour, and to 3s. per cwt. in the case of Meat, and to correct the unfair operation of the Law which I have described, the reduced duties are extended to Canada, equally with other Colonies, whilst at the same time, in the new measures for the regulation of the Trade of the United Kingdom, important advantages have been given to the Salted Provisions of Canada in the markets at home, which it is hoped will fully counterbalance any supposed disadvantages arising from the other change.

Her Majesty's Government desire to observe, that under the 37th and 38th clauses of the British Possessions' Act, 3 and 4 Will. 4th, cap. 59, which are unrepealed by the Act of this Session, any articles may be entered at any frontier Port of Canada, without payment of Duty, and may be delivered to be passed on to one of the Warehousing Ports, under Bond for the due arrival and warehousing of such Goods at such Port. The existing exemptions would relieve parties from the observance of these Regulations, and from any charges attending their fulfilment in respect to the articles to which they apply. Her Majesty's Government, however, question whether those exemptions ought not to be extended to other articles besides Flour and Salt Meat, and they think that if the Saint Lawrence is really to compete with Erie Canal, the freedom which it offers should extend

to all articles embraced by the export trade of the Agricultural States of the West, and not merely to a selection from any of them.

If therefore it should appear of more importance to the inhabitants of Canada to retain or to receive and extend the power of transmitting the produce of the United States, without the restrictions of the Bond now required, down the Saint Lawrence, than to enjoy the privilege of exporting their own produce to other British Colonies, with such advantage as the differential duties imposed under the new Act may afford them, Her Majesty's Government have no desire to place the commerce of Canada, by Imperial Legislation, under restrictions, further than as they are required by a due regard to the equal rights of the inhabitants of the other possessions of the Crown; and therefore they would readily consider the expediency of proposing to Parliament to remove the duties now laid on the introduction of Flour, Salted Meat, and any other article of Agricultural produce into Canada; at the same time, however, placing the same articles, when exported from Canada to other Colonies, upon the footing with respect to duty, of foreign produce at the Custom Houses of those Colonies, and requiring proof of their Canadian origin as a condition of their privileged admission into the country.

Her Majesty's Government are most willing, independently of the suggestion which has been just made, to entertain any plan for giving further facilities to the transit of the produce of the United States by way of the Saint Lawrence, in case it should be considered that a system of branding Packages, or any other mode, would be more simple and satisfactory for the purposes of commerce, than a compliance with the provisions of the present Law. It is necessary that I should here advert, on the part of Her Majesty's Government, to the state of the duties on the importation of refined Sugar into Canada, as they will stand under the new Law, and the Act passed by the Provincial Legislature in its last Session for consolidating the duties on Customs.

This latter Act imposes a duty of 2d. per pound on all refined Sugar imported into the Province, the effect of which will be to absorb altogether the impost laid by the Possessions' Act of the 3d and 4th Will. 4th, upon foreign refined Sugar, and to place it upon an equal footing with Sugar refined in England.

The present Law imposes a duty of 10 per cent. ad valorem, which would probably be rated at $\frac{1}{4}$ d. per pound on Sugar refined in Bond in England, when exported to the Colonies, and a duty of 20 per cent. ad valorem, on all foreign refined Sugar, and these duties are to be charged over and above any duty which may be leviable on the article by Colonial Act, irrespective of its origin.

The effect, therefore, of the enactment will be to give to the English refiner in Bond, a bona fide advantage in the Canadian Market of $\frac{1}{4}$ d. per pound over his foreign competitor, by the mode of addition to the Colonial duty, which would probably raise it to the amount of 2 $\frac{1}{4}$ d. and 3d. per pound, in the two cases respectively.

Under these circumstances it appears to Her Majesty's Government to be a question for the Provincial Legislature to consider, whether these duties may not be greater than it may be desirable to place on the article, and, if that should be their view, they may probably be disposed to reduce the Colonial duty on all refined Sugar from 2d. to a smaller sum.

Her Majesty's Government further wish that the attention of the Legislature should be directed, at its approaching meeting, to the Law respecting the importation of Tea, as they are under the impression that it will be found advisable, with a view to the prevention of contraband trade, to make a reduction of the duty of 3d. per pound now payable under the Provincial Act.

An additional duty of 1d. upon Teas, not imported from China into the United Kingdom, is chargeable under the new Law; but Her Majesty's Government are apprehensive that a charge so high as 4d. per pound, upon an article so portable, will prevent the advantage, which, among others, it is hoped to realize by the change now proposed, in putting a stop to the illicit introduction of Tea along the Canadian frontier from the United States.

From a general review of the provisions of the Act which I am considering, it will be seen that the attention of Her Majesty's Government and Parliament has been directed, not only to the relaxation of restrictions, but also to the removal of such indulgences and exemptions in favor of some Colonies, as rendered the Law unjust in its bearings upon others.

But whilst Her Majesty's Government have been anxious to correct every thing that was unequal in the operation of the Law, and to do what in them lay to relieve the Colonist from burthensome imposts, they are aware that consideration, apart from any obligations imposed by Act of Parliament, may make it in some instances impossible for the Colonies to profit by the relief proposed for them. In particular Colonies, the Revenue derived from some of the duties imposed by the Possessions' Act, or from duties of similar amount otherwise imposed, may be indispensable as ways and means for carrying on the public service. The degree to which the Colonial Revenues may or may not be affected by the changes of the Imperial Law, in particular cases, must be matter of much uncertainty until determined by experience, and it may be requisite in some instances to provide beforehand for a contingent deficiency, and perhaps to impose by local Acts, a part, or even the whole of the duties now repealed; but if this should be necessary, the abolition of the duties repealed by the present Act, and the substitution of the simple Tariff which it establishes, will enable the Colonial Legislature to frame a scale of Colonial import duties of a convenient character, and will relieve the commerce of the Colony from the inconvenience which necessarily resulted to importers, from the complex provisions and doubtful construction of the previous imperial Acts. I have therefore to request that you will invite the attention of the Legislature of Canada to the fiscal bearings of the present Act, and acquaint them that in thus confining the operation of the Imperial Law to a narrower range, and enlarging the sphere of Colonial Legislation in matters of commerce, Her Majesty's Government are

assured

assured that the local authorities will bring to that Legislature a judgment at once enlightened by local knowledge, and guided by a just sense of what is due to public credit, and to the maintenance of a proper provision for the wants of the public service. In inviting the attention of the Colonial Legislature to this important subject, you will bring under their especial notice the principle involved in the 10th Section of the present Act, by which you will observe that the duties thereby imposed are differential duties in favor of the produce and manufactures of the United Kingdom and its Possessions, and that while the Colonial Legislature are left at liberty to fix, subject to Her Majesty's approval, such rates of duty upon all imports as they may think necessary for purposes of Revenue, the effect of the section, above referred to, is to maintain discriminating duties in all cases, at least equal to the duties imposed by this Act.

With a view to give time to the local Legislature to make any arrangements which shall appear to them to be expedient, previously to the commencement of the new Act, its operation is postponed by the 1st Section, so far as the British Possessions in North America are concerned, to the 5th July, 1843.

I have, &c.

(Signed)

STANLEY.

Sir C. Bagot, &c. &c. &c.

"New Brunswick.

"Message to the House of Assembly, 10th February, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor lays before the House of Assembly, copies of a Despatch from the Secretary of State for the Colonies, and of the subsequent correspondence, relative to a claim from the owners of the Barque Creole, for reimbursement of a sum paid to the Provincial Treasury, and which, under the circumstances, he recommends may be allowed.

"W. M. G. C."

The Documents accompanying this Message, being read at the Clerk's Table, are as follow :—

HEAD MONEY ON PASSENGERS BY BARQUE CREOLE.

(Copy.)

[No. 107.]

Downing Street, 19th October, 1842.

SIR—I transmit to you herewith, the copy of a Letter which I have received from Sir R. A. Ferguson, covering a memorial addressed to myself by Messrs. James Corscaden and Company, claiming the return of £45 10s which the Captain of the "Creole" was obliged to pay in Saint John New Brunswick, as double Head Money on his Passengers, in consequence of his papers from the Custom House at Londonderry having been irregularly made out, as it appears from the accompanying copy of a report from the Colonial Land and Emigration Commissioners, to whom I had referred these papers, that there was no intention on the part of the owners of this vessel of committing a fraud on the Revenue.

I have to desire that you will take the necessary steps for repaying to them the sum demanded, should you consider them justly entitled to it.

I have, &c.

(Signed)

STANLEY.

Lieutenant Governor Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy.)

*The Farm,
Londonderry, August 16th, 1842.*

MY LORD,—I have the honor to enclose to your Lordship a memorial with accompanying documents from Messrs. James Corscaden and Company, a most respectable firm in Londonderry, relative to a sum of £45 10s which the Captain of the Creole (a vessel they had built for, and propose to employ in the Passenger trade,) was obliged to pay in Saint John New Brunswick as double Head Money on Passengers, on account, as he states, of the papers from the Custom House having been filled up in pencil, and on that account not considered official.

As the vessel had 70 Passengers less than her complement, there is no reason to apprehend any intention to commit a fraud, and I trust therefore that on perusing the papers, you will feel yourself justified in recommending to the Government of the Colony to give redress in a case of great hardship to most respectable Merchants.

I have, &c.

(Signed)

R. A. FERGUSON.

To the Right Honorable the Lord Stanley, &c. &c. &c.

(Copy.)

(Copy.)

To the Right Honorable the Lord Stanley, Secretary of State for the Colonies.

The Memorial of James Corscaden and Company, of the City of Londonderry, Merchants, owners of the Barque "Creole," Clarke, Master, 455 tons register,

HUMBLY SHEWETH,—

That the said vessel cleared at the Custom House, Londonderry, on the 7th May last, with 182 (adults) Passengers on board for Saint John New Brunswick, being 75 short of the number allowed by Law. That in the hurry of clearing out at the Custom House, some words were inserted in pencil which should have been written in Ink, in consequence of which, the authorities at Saint John New Brunswick exacted double Head Money on said Passengers.

Memorialists humbly request, that your Lordship will allow the overcharged sum, say, £45 10s, to be refunded, as no fraud was intended.

(Signed)

JAMES CORSCADEN & CO.

(Copy.)

Received from Captain James Clarke, ninety one pounds currency, being double Head Money on 182 full Passengers brought in the Ship "Creole," himself master, from Londonderry, and landed at this Port, in consequence of no Certificate of the same having embarked under the sanction of Her Majesty's Government.

Treasury, Saint John, New Brunswick, 20th June, 1842.

(Signed)

I. B. WHITESIDE, P. C.

Copy of Certificates respecting the Barque "Creole," Clarke, Master, 455 tons, of and from Londonderry, to Saint John, New Brunswick, with Emigrants, cleared at the Custom House, Londonderry, 7th May, 1842.

Received from the Collector of Customs, Londonderry, a notice of the Commissioners respecting Provisions and Water, according to Act of Parliament, 3 and 4 Wm. 4th, Chap. 53, regarding the carriage of Passengers in Merchant Ships from the United Kingdom to Saint John, New Brunswick.

Londonderry, 7th May, 1842.

(Signed)

JAMES CLARKE.

I certify, that the Passengers names in the within list, viz.: one hundred and sixty four adults, twenty two under fourteen years of age, twenty one under seven years, and seven under one year, being shipped under the sanction of Her Majesty's Government.

7th May, 1842.

(Signed)

THOS. SHEPHERD, Collector.

(Copy.)

To His Excellency Sir William Macbean George Colebrooke, K. H. Lieutenant Governor and Commander in Chief of the Province of New Brunswick.

To the Honorable the Legislative Council and the Honorable the House of Assembly.

The Petition of James Clarke, Master of the Barque "Creole," belonging to Londonderry, Ireland,

HUMBLY SHEWETH,—

That your Petitioner sailed with his vessel, the Creole, from Londonderry, on the 7th day of May, and arrived in the Harbour of Saint John the 12th day of June, 1842, having on board—164 adults—22 under 14—21 under 7—7 under 1—Passengers in all,* who were shipped with the sanction of Her Majesty's Government, a Certificate of which was signed by the Collector of Her Majesty's Customs at Londonderry, with permission for one of the Clerks to fill up the blank which required a description of the various Passengers on board.

That your Petitioner accompanied the said Clerk on board, to examine if the list of Passengers was correct.

That in consequence of there not being any Ink on board at the time, the necessary Certificate was filled up with Pencil, and that in consequence thereof, the Provincial Treasurer could not consider the said Certificate as an official document, and exacted from your Petitioner double the amount usually taken for Head Money on Passengers arriving at the Port of Saint John; said additional Head Money amounted to the sum of forty five pounds ten shillings; and inasmuch as your Petitioner will have to accompany this Petition with a correct Certificate of the sanction of Her Majesty's Government for conveying the said Passengers, and being conscious of no intention to do wrong or evade the Laws of the Realm, your Petitioner humbly prays your Excellency and your Honors will take the premises into consideration, and cause the said sum of forty five pounds ten shillings to be refunded to your Petitioner; and as in duty bound will ever pray.

(Signed)

JAMES CLARKE.

* 207 souls, equal to 182 adults.

(Copy.)

(Copy.)

Saint John, New Brunswick.

SIR,—Please pay Messrs. Everitt, Camber and Wood, the sum of forty five pounds ten shillings, which was appropriated by the Legislature, being a sum received from me as double Head Money on Passengers brought to the Port of Saint John from Londonderry, in the Barque "Creole," in June last.

And oblige your most obedient servant.

To Province Treasurer.

*Colonial Land and Emigrant Office,
9 Park Street, Westminster, 14th October, 1842.*

SIR,—With reference to your letter of the 25th August, transmitting to us a memorial from Messrs. Corseaden, and directing us to enquire into the statements which it contained, we have the honor to state for Lord Stanley's information, that we have delayed our report, because our Agent at Londonderry was unable till within a few days past to make the necessary enquiries into the case, in consequence of the absence of the chief officer of Customs from that Port.

In the memorials of the owner and master of the Creole, a vessel which sailed from Londonderry to New Brunswick in the month of May last, it is stated that after the Collector of Customs had signed the list of Passengers, and certified that they were proceeding under the sanction of Her Majesty's Government, a description of the Passengers was added to the same list, and was inserted in pencil;—That this insertion in pencil was considered by the Colonial Authorities to have vitiated the certificate, and that consequently double head money was charged upon the Passengers, as authorized by the local Act, in cases where Emigrants had not left this Country with the sanction of the Government. The prayer of the memorial addressed by the owners of the vessel to Lord Stanley, is, that one half of the head money amounting to £45 10s., may be restored to them, as no fraud was intended.

From the report of our Agent at Londonderry, we find that the Collector of Customs was ignorant of any insertion in pencil having been made in the certified list of Passengers by this vessel. Some irregularity has certainly therefore been committed in this respect, at the same time it appears that the number of Passengers on board when the vessel cleared, was short of the number allowed by Law, and that no more are stated in the memorial to have landed at Saint John than embarked at Londonderry. This latter fact we are enabled to corroborate by the ship returns from the Government Agent at New Brunswick, who further reports that the vessel arrived in good condition, and that no complaints respecting her had been made. Upon a consideration of the case the Collector of Customs has expressed his opinion that there was no intention of fraud on the part of the owner. In this view we concur, and as we believe that the expression of the Passengers being shipped under the sanction of Her Majesty's Government is intended to convey no other meaning than that the provisions of the Passengers Act have been complied with, and that there was no intention on the part of the chief officer of Customs to withhold his sanction, we think it would be right that the portion of head money which had been exacted at Saint John from the master, upon the supposition that that sanction had not been obtained, should be repaid. At the same time, as it will have to be repaid by the Province of New Brunswick, and was levied by order of the Authorities there, who have made no report to this Country on the subject, we would venture to suggest that it would be right to transmit the case as it at present stands, to the Lieutenant Governor, for his consideration, and in order that he may take the necessary steps for repaying to the parties the sum demanded, should he concur in thinking them justly entitled to it. We accordingly return the memorial of the owners, and a copy of the report from the Government Emigration Agent at Londonderry.

We have, &c. &c.

(Signed)

T. FRED. ELLIOTT.
EDWD. E. VILLIERS.

G. H. Hope, Esq. &c. &c. &c.

*Government Emigration Office,
Londonderry, 6th October, 1842.*

SIR,—In reference to your letter of the 27th August last, and the enclosed memorials from the Owner and Master of the Emigrant Barque "Creole," I have communicated on the subject of their contents with the Collector of Customs, and have now the honor to acquaint you, for the information of the Colonial Land and Emigration Commissioners, that the Collector has referred to the list of Passengers that remains in the Custom House, of the said barque, which is found to be correct, and corresponds with the clearance from my office.

The certificate being written in ink, he desires me to state, that had the certificate of the Passenger list which accompanied the ship, been filled up in pencil, he would not have put his signature to any such documents.

The vessel being short of her complement of Passengers when clearing at the Customs, the owner was there told that if any more offered he could have a second clearance for them. It appears by the memorial that the same number landed at Saint John, New Brunswick, as embarked here; therefore he considers there was no intention of fraud on the part of the owner.

I have, &c.

(Signed)

R. RAMSAY.

Stephen Walcott, Esq. Secretary.

(Copy.)

Treasury, Saint John, 24th Nov. 1842.

SIR,—I have the honor to acknowledge the receipt of your letter of the 21st instant, enclosing a copy of a Petition to the Right Honorable Lord Stanley from the owners of the Barque Creole, and conveying to me His Excellency's directions to report thereon.

In compliance therewith, I have the honor to state that the Barque Creole, James Clarke, Master, reported at my office, from Londonderry, on the 15th June last, with 164 adult passengers, 22 under fourteen years of age, and 21 under seven years, equal to 182 full passengers, on which I demanded and received from the said James Clarke, the extra passenger duty of 5s. per head, in conformity to the opinion of Her Majesty's Attorney and Solicitor General, given on a former occasion, viz:—That in case the Master of a Passenger Vessel did not produce from the office of Her Majesty's Customs at the Port of clearance, a certificate that he had the sanction of Her Majesty's Government to bring passengers, the extra duty of five shillings each was to be demanded for every passenger on board. There was a certificate of this nature written in pencil, and as the Master stated, by a young man from the Custom House, on board his vessel, when under weigh; the certificate bears the signature of Thos. Shepherd, Collector, written in ink. I did not at the time, (and I am of the same opinion still,) consider that a document such as is above described, was sufficient to relieve me from the liability to a surcharge of the extra passenger duty; it certainly was not official, even admitting the Master's statement of it, and there was nothing to shew that it had not been rubbed out and re-written on the voyage.

I have the honor, &c.

(Signed)

B. ROBINSON, P. T.

To the Hon. W. F. Odel, Pro. Secretary.

"New Brunswick.*"Message to the House of Assembly, 10th February, 1843.**"W. M. G. COLEBROOKE, Lt. Governor.*

"The Lieutenant Governor, referring to the Despatch of the Secretary of State for the Colonies of 30th August, 1842, and to the Report of the Law Officers of the Government thereupon, recommends that the Acts No. 1422, No. 1423, No. 1424, and No. 1425, may be amended in conformity to the provisions of the Act of Parliament alluded to.

*"W. M. G. C."**Note.—See Despatch No. 96, laid before the House 8th February instant.*

Mr. Partelow, by leave, presented a Petition from Angus M'Afee, of the Parish of Portland, in the County of Saint John, praying that an Act may pass to authorize the Justices of the Peace for the City and County to levy an assessment for the reimbursement of losses sustained by him at the Great Fire in that Parish in the year 1841, in consequence of his House being razed to the ground by order of the Public Authorities, to arrest the progress of the flames; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Partelow moved for leave to bring in a Bill to authorize the Justices of the Peace for the City and County of Saint John to make an assessment for payment of Angus M'Afee's loss in consequence of the Great Fire in Portland in August, 1841.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Partelow moved for leave to bring in a Bill to provide for the greater safety of Passengers on board Steam Boats.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Payne moved for leave to bring in a Bill to provide for the management and support of a Temporary Provincial Lunatic Asylum established at Saint John.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. S. Earle,

Resolved, That a Select Committee be appointed, to whom shall be referred all Petitions for aid in promoting the Internal Communication throughout the Province; also, Petitions for assistance to promote Communications, by Packets or otherwise, with the neighbouring Colonies.

Ordered, That Mr. S. Earle, Mr. Hazen, Mr. Hanington, Mr. Gilbert, Mr. Perley and Mr. Boyd do compose the Committee; and

On

On like motion of Mr. S. Earle,

Ordered, That the following Petitions, viz :—

John Bell, James Long, Bliss Botsford and 138 others, for Packet between Shediac and Bedeque :

William Weeks, for Packet between Bay Verte and Prince Edward Island :

Wilford Fisher, William M'Intosh and Cochran Craig, for Packet between Saint Andrews and the Island Parishes in the County of Charlotte :

James R. Tupper, for aid towards the Line of Stage between Woodstock and Fredericton :

John Wilson, for aid towards Team Ferry Boat over the River Miramichi ;
which were presented to the House and ordered to lie on the Table, be now referred to the aforementioned Committee to report thereon.

Mr. Connell, by leave, presented a Petition from James R. Tupper, of Woodstock, in the County of Carleton, proprietor of the Stage Line between that place and the Grand Falls, in the said County, praying aid towards that Line ; which he read.

Ordered, That this Petition be received and referred to the same Committee to report thereon.

On motion of Mr. Scoullar,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace for the County of Sunbury to levy an assessment on certain Parishes within said County, to pay off a Debt due from those Parishes.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. S. Earle,

The House went into Committee of the whole on a Bill to alter the division line between the Parishes of Kingston and Norton, in King's County.

Mr. Barker in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Connell,

The House went into Committee of the whole on a Bill to provide for the protection of the Timber and Logs on the River Saint John and its Tributaries, and for the better securing the same to the makers and owners thereof ; and also to provide for the summary punishment of persons committing Trespasses thereon.

Mr. Boyd in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had passed the following Resolution :—

Resolved, That the further consideration of this Bill be postponed for three months."

Ordered, That the Report be accepted.

On motion of Mr. Palmer,

The House again went into Committee of the whole on a Bill relating to Trespasses.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again under their consideration they had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. Smith,

The House went into Committee of the whole on a Bill to amend the Act to regulate proceedings before Justices of the Peace in Civil Suits.

Mr. Jordan in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace for the County of York to make regulations for the different Wharfs and Landings in the Town of Fredericton.

Mr. Williston in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill, under the Title of—

A Bill to authorize the Justices of the Peace in the several Counties to make Rules and Regulations for the Public Wharfs and Landings in their respective Counties.

Ordered, That the Report be accepted and the Bill engrossed, as amended, under the amended Title.

Mr. Rankin, by leave, presented a Petition from James L. Price, Esquire, Francis Hunter and 58 others, Freeholders and Inhabitants of the Parish of Ludlow, in the County of Northumberland, praying that an Act may pass authorizing the appointment of persons resident in the said County, as Overseers of the Fisheries for the Bay of Miramichi, so far as relates to the outside Fisheries in the said County; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Rankin, also by leave, presented a Petition from Alexander M'Laggan, John J. Donald and Thomas W. Underhill, Esquires, together with Charles Campbell and 54 others, Freeholders and Inhabitants of the Parish of Blackville, in the County of Northumberland, of like prayer; which he read.

Ordered, That this Petition be likewise received and lie on the Table.

Mr. Hazen, by leave, presented a Petition from Thomas Leavitt and Company, of the City of Saint John, Merchants, praying for a return of excess Duty paid on Tea imported from Halifax, in the Province of Nova Scotia, during the past year; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

On motion of Mr. Williston,

The House again went into Committee of the whole on a Bill to amend an Act, intituled "An Act relating to the Great Roads of Communication through this Province."

Mr. Jordan in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again under their consideration, had passed the following Resolution:—

Resolved, That the further consideration of the Bill be postponed for three months."

Ordered, That the Report be accepted.

Mr. Fisher, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 9th instant, praying that His Excellency would be pleased to lay before the House copies of Despatches of the Right Honorable Lord Stanley, relative to the reinstatement of the Honorable Thomas Baillie in the Office of Surveyor General, reported, that they had attended thereto, and that His Excellency was pleased to say, that he would comply with the wishes of the House.

Mr. Fisher, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, praying that His Excellency would be pleased to lay before the House copies of the Petitions and other Documents, relative to the application of Captain H. H. Carmichael, for a free grant of Land, and the Order of the Council thereon, reported, that they had attended thereto, and that His Excellency was pleased to say, that he would comply with the wishes of the House.

Mr.

Mr. Fisher, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, praying that His Excellency would be pleased to lay before the House copies of the Correspondence had with the Right Honorable Lord Stanley, relative to the resignation of the late President of the Legislative Council, reported, that they had attended thereto, and that His Excellency was pleased to say, that he would comply with the wishes of the House.

Mr. Fisher moved for leave to bring in a Bill to provide for the repair of the Streets and Highways in Fredericton.

Leave granted.

The said Bill being brought in was read a first time.

The House adjourned until Monday morning next at 10 o'clock.

Monday, 13th February, 1843.

Prayers.

Read a second time the following Bills, viz :

A Bill to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the inhabitants thereof, for a loss sustained by William Kilpatrick, in consequence of the Fire in Portland, in August, 1841 :

A Bill to authorize the Justices of the Peace for the City and County of Saint John to make an assessment for payment of Angus M'Affee's loss, in consequence of the great Fire in Portland, in August, 1841 :

A Bill to provide for the greater safety of Passengers on board Steam Boats :

A Bill to provide for the management and support of a Temporary Lunatic Asylum established at Saint John : and

A Bill to provide for the repair of Streets and Highways in Fredericton.

Mr. Connell moved for leave to bring in a Bill to increase the Representation of the County of Carleton.

And upon the question for granting leave, the House divided—

YEAS, 4.

NAYS, 17.

Whereupon it was decided in the negative.

Mr. Partelow, by leave, presented a Petition from John Wishart, of the City of Saint John, Agent for the owners of the brig Lady Douglas, of Drogheda, Ireland, praying that a grant may pass for return of double Head Money paid at the Treasurer's Office on Passengers by that vessel in July last ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. End, by leave, presented a Petition from Lewis Burns, Esquire, a Member returned for the City of Saint John, complaining of the interference of Henry Bowyer Smith, Esquire, Collector of Her Majesty's Customs at the Port of Saint John ; as also James D. Lewin, Esquire, Waiter and Searcher ; John Longmaid, Tide Surveyor ; William Whiteside, First Clerk of the Customs ; Thomas P. Marter, Esquire, Locker of the Queen's Ware House ; John Abram, and Thomas Griffiths, Tide Waiters, together with many others, in the employment of Her Majesty's Customs, by coming forward to the Hustings, and Voting at the late Election for the said City, and praying the action of the House thereon ; and he having read the Petition—

Ordered, That it be received and lie on the Table.

Mr. Fisher, by leave, presented a Petition from Asa Coy and Zebedee G. Gabel, Trustees of the Baptist Meeting House in Fredericton, praying the return of Duties paid on an Organ imported from the United States in October, 1841 ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. Wilmot, by leave, presented a Petition from the Commissioners of the Alms House for the County of York, setting forth certain expenses incurred by them in the support and relief of transient and distressed Emigrants, and praying relief ; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 1st instant, to take Petitions of a like prayer under consideration, to report thereon.

Mr. Barberie moved for leave to bring in a Bill to repeal an Act, intituled "An Act to provide for the more convenient administration of Justice in the Supreme Court," and to make other provision in lieu thereof.

Leave granted.

Mr. Payne, by leave, presented a Petition from William Carvill, John Hastings and 166 others, Freemen and Freeholders of the City of Saint John, complaining of the illegality of the Election for the City of Saint John, and praying that the said Election may be declared null and void, for the reasons set forth in the said Petition ; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Hill, by leave, presented a Petition from Isaac Woodward, Esquire, a Candidate at the late Election for the City of Saint John, complaining of the illegality of the said Election, by the reason of the administering of the Oath required from Freeholders, instead of that required from Freemen of the said City, during the first seven days of the said Election ; and also of illegal practices resorted to for the purpose of obtaining votes, whereby he was prevented from being returned as one of the Representatives for the City, and praying such relief in the premises as the House may deem meet ; and he having read the Petition—

Ordered, That it be received and lie on the Table.

On motion of Mr. Payne,

Ordered, That the House do on Friday the 24th day of February instant, at the hour of twelve o'clock at noon of the same day, proceed to take into consideration the allegations contained in the Petition of Isaac Woodward, Esquire, and which was presented to the House this day, complaining of the illegality of the late Election for the City of Saint John, and return of Members to serve in this General Assembly for the said City.

On like motion of Mr. Payne,

Ordered, That the House do on Friday the 24th day of February instant, at the hour of twelve o'clock at noon of the same day, proceed to take into consideration the allegations contained in the Petition of William Carvill, John Hastings and others, and which was presented to the House this day, complaining of the illegality of the late Election for the City of Saint John, and return of Members to serve in this General Assembly for the said City.

Mr. Brown, from the Finance Committee, submitted their Report, and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

"The Committee appointed to take into consideration the several matters to them referred, relating to the Finances of the Province, Report :

"That from the documents before the House, it appears that the Financial state of the Province on the 31st of December last, stood as follows, viz :—

Total amount of Liabilities,.....	£162,571	13	3
Estimated value of Assets,.....	87,905	12	2
	<hr/>		
Balance against the Province,.....	£74,666	1	1
	<hr/>		
Amount of urgent demands,.....	£115,969	8	6
Assets at present available,.....	35,128	0	0
	<hr/>		
Balance of urgent demands,.....	£80,841	8	6
	<hr/>		

"The same documents shew a decrease of the Revenue of last year as compared with the Revenue of the preceding year, amounting to £61,719 17 6.

"From

"From the Crown Land Office Returns, it appears that there are claims against individuals for Land and Timber, amounting to £48,666 3 3, exclusive of transactions where instalments have been forfeited, and the Lands reinvested in the Crown.

"The heavy public liabilities at present existing, have arisen during a protracted period of Commercial embarrassment, from the unprecedented decrease of the Revenue, and from the inability of individuals to pay their debts due to the Province.

"The balance now due for Public services, and for which the Province is paying interest at six per cent. appears to be £80,841 8 6 ;—and for the purpose of relieving individuals to whom money is due, many of them being at present in a suffering condition, your Committee would respectfully recommend that a Loan be negotiated in England for £80,000, Sterling, and that a Bill for such purpose be passed by the Legislature, securing a portion of the Revenue for the half yearly payment of the interest, and the gradual redemption of the principal.

"Your Committee are of opinion that a Loan, guaranteed by the Province, could be obtained at four per cent. interest, which would, in addition to the payment of debts due to individuals, be a saving of £1,600 per annum.

"Respectfully submitted.

"JAMES BROWN,
DAVID WARK,
J. R. PARTELOW,
L. BURNS,
CHARLES FISHER,
WILLIAM END.

"Committee Room, 13th February, 1843."

Ordered, That the Report be accepted.

On motion of Mr. Brown ; further

Ordered, That the House do on Wednesday next the 15th instant, go into Committee of the whole in consideration of the said Report from the Committee of Finance, as well as the several documents sent down to the House by His Excellency the Lieutenant Governor, relative to the state of the Finances of the Province.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Lieutenant Governor—

The Accounts of Her Majesty's Receiver General, of the Receipts and Expenditure of the Queen's Casual Revenue for the year ending 31st day of December last.

[See Appendix.]

Returns in reference to the same Revenue, and made up to the same period at the Office of the Auditor General, viz :—

Schedule of Warrants drawn on the Revenue :

Ditto of temporary Warrants for Postage and other contingencies to be refunded :

Account of Salaries of the Clerks and others on the ordinary and extra Indoor

Establishment of the Crown Land Office :

Expenditure for the Civil List :

Abstract Statement of the Receipts and Expenditure.

[See Appendix.]

The Honorable Mr. Simonds, also by command of His Excellency, delivered the following Messages :—

"New Brunswick.

"Message to the House of Assembly, 10th February, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor, referring to the Despatch of the Secretary of State for the Colonies, No. 87, of the 11th August, 1842, recommends the amendment of the Act, No. 1408, in conformity to the suggestions therein contained.

"W. M. G. C."

Note.—See Journal, 8th February.

NEW BRUNSWICK.

"New Brunswick.*"Message to the House of Assembly, 11th February, 1843.***"W. M. G. COLEBROOKE, Lt. Governor.**

"The Lieutenant Governor lays before the House the Report of the Auditor on the Accounts of the Provincial Treasurer, and other Public Accounts for 1842; also a Report from the Treasurer with an Estimate of the Revenue for the current year, which has been calculated upon a scale of Duties recommended to be levied.

"W. M. G. C."

Mr. Partelow, by leave, presented a Petition from Charles Long, Judah Hammond, Francis Burgoin, and 242 others, Freeholders of the County of York, alleging that numerous acts of violence and outrage were committed during the late Election for that County, by persons in the interest of L. A. Wilmot and George F. H. Minchin, Esquires, two of the Candidates, by which the supporters of the other Candidates were prevented from getting to the Poll to record their Votes; and setting forth, that if a fair Election had been held for the said County, other two Candidates would have been returned with John Allen and James Taylor, Esquires, than the two Gentlemen so returned with them by the High Sheriff; and praying, for the several causes set forth in the said Petition, and upon the hearing the testimony they are prepared to produce before the Bar of the House, or a Committee thereof, in support of the truth of the several allegations alleged, that the said Election may be declared null and void, and a new Writ issue for the said County; and he having read the Petition—

Ordered, That it be received and lie on the Table.

The Honorable Mr. Simonds, also by command of His Excellency the Lieutenant Governor, laid before the House—

Estimate made up by H. O. Crawley, Captain of the Royal Engineers, of the probable expense of carrying on the Survey of the Road from Nova Scotia to Canada, for a period of one year.

On motion of Mr. Connell,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace in and for the County of Carleton to extend the Gaol Limits of the said County.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill relating to the qualification of Members of the Legislative Council.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, the following Resolution was moved:—

"Resolved, As the opinion of this Committee, That the further consideration of this Bill be postponed for three months, and that the subject matter thereof should be taken up by the House with a view of bringing the same under the consideration of Her Majesty by an humble and dutiful Address."

Upon the question for adopting the said Resolution, the Committee divided as follows:—

YEAS,

YEAS.

The Hon. Mr. Speaker,
Mr. Partelow,
Allen,
Stewart,
Smith,
Barberie,
End,
Williston,
Hazen,
Payne,
S. Earle.

NAYS.

The Hon. Mr. Simonds,
Mr. Taylor,
Gilbert,
Hill,
Boyd,
Brown,
Rankin,
Wilmot,
Fisher,
Wark,
Freeze,
Connell,
Burns,
Barker,
Jordan,
Hanington,
Alexandre,
Palmer.

And it was therefore decided in the negative.

That the Committee then went through the Bill, and after making several amendments thereto, agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. Partelow,

Ordered, That the House do to-morrow take under their consideration the subject of the Message of His Excellency the Lieutenant Governor, dated the 11th instant, and which was communicated this day, upon the subject of a Report from the Province Treasurer, with an Estimate of Revenue for the current year.

Mr. Wilmot moved for leave to bring in a Bill to amend the Charter of King's College.

Leave granted.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 14th February, 1843.

Prayers.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Copies of various Documents in reference to the reinstatement of the Honorable Thomas Baillie in the Office of Surveyor General, the same being furnished under an Address of the House to His Excellency of the 9th instant.

These Documents, being read at the Clerk's Table, are as follow :—

REINSTATEMENT OF THE HONORABLE THOMAS BAILLIE IN OFFICE OF SURVEYOR GENERAL.

EXTRACT OF A DESPATCH FROM LORD STANLEY.

[No. 101.]

Downing Street, 24th September, 1842.

Three years have nearly elapsed since Mr. Baillie tendered to Sir John Harvey the conditional resignation of his Office. His terms were that he (Mr. Baillie.) should obtain a retired allowance, to be assigned to him by Her Majesty's Government, who were to determine what was the amount of the allowance to which he was entitled. On these terms Sir John Harvey accepted the resignation, and Mr. Baillie's successor was appointed provisionally; that is, he received the Office, subject to Mr. Baillie's right to be reinstated in it, in the event of the non-fulfilment of the conditions already mentioned.

Now, in point of fact, the condition on which Mr. Baillie's resignation was thus tendered and accepted has never been fulfilled.

Concluding as I do from the whole of this very voluminous correspondence, that Mr. Baillie's final retirement from Office would be welcome to the House of Assembly, and that if he should retire

on a Pension of £600 per annum, the arrangement would involve no increased charge to the Provincial Revenue; I should be happy to learn, that, with the concurrence of the House of Assembly, you had been able to effect such an arrangement.

But I do not think it just that, pending the deliberations of the House on the question, still less in the event of their unfavorable reception of it, Mr. Baillie should continue out of Office. We have no right to exact from him the prolonged forfeiture of his interest, when we are unable to fulfil the conditions subject to which his resignation of it was made and accepted. Your proper course of proceeding therefore will be, immediately on the receipt of this Despatch, to propose to Mr. Baillie to reinstate him in the Office of Surveyor General of New Brunswick, at the salary at which he last held that place, subject to the condition of his finally resigning it, if the Assembly shall authorise Her Majesty's Government to grant him a retired allowance for his life, of not less than £600 per annum.

If Mr. Baillie shall consent to accept his Office on these terms, you will immediately re-appoint him to it.

(Signed) STANLEY.

Lieutenant Governor Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy.)

Fredericton, N. B., 19th October, 1842.

SIR,—In reference to the letter formerly addressed to you, I am directed to inform you that the Secretary of State for the Colonies has been pleased to direct that you should be reinstated in the Office of Surveyor General of New Brunswick, at the salary at which you last held that place, subject to the condition of your finally resigning it, if the Assembly should authorise Her Majesty's Government to grant you a retired allowance of not less than £600 per annum.

I am to request that you will accordingly state whether you are prepared to accept the Office on those terms.

I have, &c.

(Signed) A. READE.

Honorable Thomas Baillie, &c. &c. &c.

(Copy.)

Fredericton, N. B. 19th October, 1842.

SIR,—I have the honor to acknowledge the receipt of your letter of this day, and in reply to state that I am ready to resume the duties of the Office of Surveyor General, upon the terms mentioned by the Secretary of State, and have to request that I may be informed on what day I shall take charge of the same.

I have, &c.

(Signed) THOS. BAILLIE.

Alfred Reade, Esquire, &c. &c. &c.

(Copy.)

Fredericton, 26th October, 1842.

SIR,—I am directed to inform you, that in pursuance of instructions received from the Secretary of State to reinstate you in the Office of Surveyor General and Commissioner of Crown Lands, on the conditions to which, in your letter of the 19th instant, you assented, the Lieutenant Governor has directed your appointment to be publicly notified, and has informed Mr. Saunders that he is accordingly to be prepared to make over to you the charge of the Office.

I have, &c.

(Signed) A. READE.

The Honorable Thomas Baillie, &c. &c. &c.

On motion of Mr. Partelow,

Ordered, That the House do on Thursday next the 16th instant, go into Committee of the whole House in consideration of the Documents now communicated in reference to the reinstatement of the Honorable Thomas Baillie in the office of Surveyor General.

Read a third time as engrossed,

A Bill relating to Trespasses.

Resolved, That the Bill do pass.

Ordered, That Mr. Palmer take the said Bill to the Council and desire their concurrence thereto.

Mr. Brown, by leave, presented a Petition from the Reverend James Hannay and eleven others, Ministers and Elders of the Synod of New Brunswick, praying that an Act may pass to abolish the restrictions at present existing in the Charter of King's College; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Wark, by leave, presented a Petition from the Reverend James Hannay, together with William M'Leod, George Pagan and 110 others, inhabitants of the County

County of Kent, praying for a modification in the Charter of King's College ; which he read.

Ordered, That this Petition be received and lie on the Table.

Mr. End, by leave, presented a Petition from Hugh Munro, William Stevens, Richard Carman, Perry Dumaresq and 73 others, inhabitants of the Upper District of the County of Gloucester, of a like prayer for the modification of the Charter of King's College ; which he read.

Ordered, That this Petition be also received and lie on the Table.

Mr. Alexandre, by leave, presented a Petition from Thomas Falle, James Blackhall, Hugh A. Caie and 43 others, Inhabitants of the Lower District of the County of Gloucester, of a like prayer, for the modification of King's College ; which he read.

Ordered, That this Petition be also received and lie on the Table.

Mr. Hanington, by leave, presented a Petition from the Reverend William Henderson, together with James Robertson, Robert Dobson, Michael J. Harris and 100 others, inhabitants of the County of Westmorland, of a like prayer, for the modification of the Charter of King's College ; which he read.

Ordered, That this petition be likewise received and lie on the Table.

Mr. Wilmot, pursuant to leave granted, brought in a Bill to amend the Charter of King's College ; which was read a first time.

On motion of Mr. Brown,

The House went into Committee of the whole on a Bill to abolish imprisonment for Debt for sums under Five Pounds.

Mr. Connell in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill before them, and the first Section thereof being under their consideration, which enacts—

“ That from and after the passing of this Act, the imprisonment of the body of a person for any sum of Money or Debt due by any person or persons of any amount of Five Pounds, or any lesser sum or amount, under any Process to be issued by any Justice or Justices of the Peace of any County in the Province, or out of the City Court of the City of Saint John, be and the same is hereby abolished, any Law to the contrary notwithstanding.”

The question was then taken upon the said first Section, when the Committee divided as follows:—

YEAS.

The Hon. Mr. Simonds,
Mr. Hill,
Boyd,
Brown,
Wilmot,
S. Earle,
Burns,
Hazen,
Partelow,
Scoullar,
Williston,
Hanington,
Botsford,
Palmer,
Smith,
Jordan,
Taylor.

NAYS.

Mr. Allen,
Gilbert,
Stewart,
Alexandre,
Barker,
Payne,
Freeze,
Wark,
Rankin.

Whereupon it was carried in the affirmative.

The Committee then proceeded in the Bill, when the following was moved:—

“ *Resolved*, That the further consideration of the Bill be postponed for three months.”

And upon this question, it was decided in the negative.

That he was then directed by the Committee to report that they had made progress in the Bill, and to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On

On motion of Mr. Partelow,

That the House proceed to the Order of the Day to go into Committee of the whole House in consideration of the Message of His Excellency the Lieutenant Governor of the 11th instant, and which was laid before the House yesterday, communicating a Report from the Treasurer, with the Estimate of Revenue for the present year, calculated upon a Scale of Duties recommended to be levied ;—

The Order of the Day being read, the House accordingly resolved itself into Committee of the whole on the said Message.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Message referred to them under their consideration, the following was moved :—

“Resolved, As the opinion of this Committee, That all aids and supplies, and aids to Her Majesty in Parliament, are the sole gift of the Commons; and all Bills for the granting of any such aids and supplies ought to begin with the Commons; also all Bills imposing charges and burthens upon the people; and that it is the undoubted and sole right of the Commons to direct, limit and appoint in such Bills the ends, purposes, considerations, conditions, limitations and qualifications of such grants, charges and burthens; and further

“Resolved, That the House should therefore view any recommendation for laying Duties upon the people from any other quarter, as an interference with its acknowledged rights and privileges.”

To which an amendment was proposed—To expunge the whole of the second clause in the original Resolution, after the words *“further Resolved,”* and substitute the following:—

“The House should alway resist any interference from any other Branch of the Legislature, with regard to the mode of levying all Duties for the purposes of Revenue, and the objects thereof, yet it will always give due consideration to any suggestion of the Lieutenant Governor in relation to the Provincial Revenue.”

And upon the question for adopting the amendment, the Committee divided as follows :—

YEAS.

The Hon. Mr. Simonds,
Mr. Fisher,
Alexandre,
Williston,
Barker,
Connell,
Boyd,
Hill,
Rankin.

NAYS.

The Hon. Mr. Speaker,
Mr. Brown,
Wilmot,
Wark,
S. Earle,
J. Earle,
Freeze,
Burns,
Hazen,
Partelow,
Jordan,
Hanington,
Barberie,
Scoullar,
Botsford,
End,
Taylor,
Allen,
Smith,
Stewart,
Palmer,
Gilbert.

Whereupon it was decided in the negative.

The question was then taken upon the original Resolution, when the Committee again divided as follows :—

YEAS.

YEAS.

The Hon. Mr. Speaker,
 Mr. Allen,
 Brown,
 Wark,
 S. Earle,
 J. Earle,
 Wilmot,
 Freeze,
 Gilbert,
 Burns,
 Hazen,
 Jordan,
 Partelow,
 Hanington,
 Barberie,
 Botsford,
 Smith,
 Scoullar,
 Stewart,
 Taylor,
 End.

NAYS.

The Hon. Mr. Simonds,
 Mr. Palmer,
 Alexandre,
 Williston,
 Barker,
 Connell,
 Fisher,
 Hill,
 Boyd,
 Rankin.

And it was thereupon carried in the affirmative.

Ordered, That the Report be accepted, and the Resolution as passed in the Committee adopted by the House.

Mr. End, by leave, presented a Petition from John Miller, Deputy Treasurer for the Port of Bathurst, praying for an increase of Salary, for the reasons therein set forth ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. S. Earle, by leave, presented a Petition from Enoch E. Pitt, a licenced Teacher, praying that the Provincial allowance may be granted to him for teaching a School in the Parish of Springfield, in King's County, for a period of six months ending in August, 1842 ; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Taylor, by leave, presented a Petition from George Cheyne, praying to be allowed the amount agreed upon with the late Supervisor, for the new line of Road from Fredericton to Woodstock, on the Western side of the River Saint John, as a compensation for damage sustained in making an alteration in that part of the said line of Road leading through his property in the Parish of Dumfries ; which he read.

Ordered, That the said Petition be received and lie on the Table.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Copies of the Petitions from Captain H. H. Carmichael, for a free grant of Land, as well as of the Orders in Council thereon ; the same being furnished under an Address of the House to His Excellency of the 10th instant.

These Documents being read at the Clerk's Table, are as follow :—

FREE GRANT OF LAND TO CAPTAIN H. H. CARMICHAEL.

To His Excellency Major General Sir John Harvey, Lieutenant Governor of New Brunswick, &c. &c. &c.

The Memorial of Henry H. Carmichael, Pay Master 36th Regiment.

That your Memorialist in the year 1818 became entitled, under the then existing regulations, to a grant of wilderness land, as a reduced Officer of the late 104th Regiment.

That accordingly, a location was made to Memorialist of 800 acres on the River Saint John, described as lots Nos. 94 to 101, inclusive, Parish of Perth, County of Carleton.

That Memorialist has never taken possession of said land, and now prays that he may be permitted to relinquish all claim thereto, and that he may obtain a grant of the same quantity of land in such situation as he may hereafter point out.

And Memorialist, &c. &c. &c.
(Signed)

H. H. CARMICHAEL.

Crown Land Office, February 2, 1841.

The lots herein mentioned are represented on Mr. Morehouse's return of 1817, as being surveyed for "Pay Master H. H. Carmichael," but no Patent ever issued, and the lots are still vacant and ungranted.

(Signed) JOHN S. SAUNDERS, S. G.

Certified true copy.
THOS. BAILLIE, S. G.

IN COMMITTEE OF COUNCIL,

[No. 3409.]

1st February, 1841.

H. H. Carmichael prays a grant of 800 acres land for his Military service, and for leave to transfer from the Ranger Settlement to other land to be chosen hereafter.

Recommended that on Mr. Carmichael making a selection and preferring a Petition, his case be favorably considered.

Extract from Report of Committee upon Land Petitions.

Approved in Council, 2d February, 1841.

WM. F. ODELL.

Fredericton, December 20th, 1842.

To His Excellency Lieutenant Colonel Sir W. M. G. Colebrooke, K. H.

The Petition of H. H. Carmichael, Pay Master of the 36th Regiment, sheweth—

That on the 30th of January, 1841, your Petitioner applied for a grant of 800 acres of land in lieu of the same quantity to which he was entitled in 1818, as a reduced Officer of the 104th Regiment, but for which a grant has never passed.

That the following is a copy of the Minute of Council upon the above mentioned application:—

"In Council, February 2nd, 1841, Resolved, that on Mr. Carmichael's making a selection and preferring a Petition, his case will be favourably considered."

Your Petitioner now, therefore, in compliance with the Minute of Council, most respectfully prays that Your Excellency will be pleased to order a grant to pass to him of lots B. C. D. E. F. G. H. I. and K. in Allandale, near the Pokiok River, in the Parish of Dumfries, in the County of York.

Your Petitioner as in duty bound humbly prayeth your favorable consideration.

(Signed)

W. H. KEPPLE,
Agent for H. H. Carmichael.

Crown Land Office, December 21, 1842.

The lots herein described are vacant, but their Survey cost the Government £6 15. Mr. Carmichael's former Memorial, with the Minute of Council endorsed thereon is enclosed.

(Signed)

THOS. BAILLIE, S. G. &c.

Certified true copy.
THOS. BAILLIE, S. G.

IN COMMITTEE OF COUNCIL,

25th January, 1843.

H. H. Carmichael prays that he may receive a grant of 800 acres of land in "Allandale," for his Military services.

Recommended on payment of expenses incurred for Survey.

Extract from Report of Committee of Council.

Approved in Council, 26th January, 1843.

WM. F. ODELL.

The Honorable Mr. Simonds, also by command of His Excellency, delivered the following Messages:—

"New Brunswick,

"Message to the House of Assembly, 14th February, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor lays before the House of Assembly, copies of correspondence with the Commanding Officer of Engineers, on the subject of a proposed exchange

exchange of Lands in the Town of Fredericton with the Ordnance Department, and recommends that provision may be made for an equitable adjustment of the claims and interests involved.

“ W. M. G. C.”

The Documents accompanying this Message, being read at the Clerk's Table, are as follow :—

EXCHANGE OF LAND IN FREDERICTON WITH ORDNANCE DEPARTMENT.

(Copy)

Fredericton, 23d May, 1842.

MAY IT PLEASE YOUR EXCELLENCY,

I have the honor to return the enclosed papers on the subject of the contemplated exchange of two Plots of Ordnance Ground in Fredericton, for other Land in that place laying between the Barracks and the River Saint John, with a part of Carleton Street, referred to me by Your Excellency for an opinion, whether the same cannot be effected “ under the provisions of the Act of the General Assembly authorizing the Crown to reinvest itself of Lands owned by individuals when required for Military purposes, on making compensation for the same,” and I have to state that the provision of that Act does not in any way reach this case. The Land required by Government is not the property of any individual. It is ground reserved by the Grant from the Crown for the public use of the Town of Fredericton, and embraces two public Streets, which cannot be stopped up, except authorized by some Legislative enactment.

The propositions for the projected exchange, (if I am rightly informed) originated in the first instance in the suggestion of a number of the inhabitants of Fredericton, upon which it was referred for the sanction of the Board of Ordnance in England, and being approved of, a Bill was prepared and laid before the General Assembly to carry the arrangement into effect, but it failed in consequence of a Petition against it from certain influential individuals in Fredericton who were adverse to the measure.

But I am inclined to believe should it be again brought forward in the General Assembly at their next meeting, and recommended as an Executive measure, it would pass for the purpose.

All which is humbly submitted.

I have, &c.

(Signed)

CHARLES J. PETERS, *Atty. Gen.*

His Excellency Sir Wm. M. G. Colebrooke, &c. &c. &c.

(Copy)

Provincial Secretary's Office,

19th September, 1842.

SIR,—I have the honor to acknowledge your letter of the 16th instant, relative to certain Town Lots applied for by the Mechanics' Institute, and claimed on behalf of the Ordnance Department, and I am directed by the Lieutenant Governor to inform you, that the permission temporarily given to the Institute to occupy the allotment was intended to obviate compliance with an application for permission to erect a Building on the vacant ground situate between the Barracks and the River, which would have proved inconvenient to the Military.

That as there is a desire to have the question as regards these Lots settled, and an objection to converting them into a Fuel Yard in the centre of the Town, and a strong objection to closing up Carleton street, which could only be effected by an Act of the Legislature, which would be opposed by the inhabitants, the Lieutenant Governor in Council is disposed to offer to the acceptance of the Ordnance Department such portions of the ungranted lands as it is competent for the Government to grant without an Act, namely, the ground between the Military reserve and the River, keeping open the Streets and the Landings, the Board of Ordnance relinquishing its claim to these six lots and the detached Hospital lot. I am also directed to transmit to you the enclosed sketch taken from the original Map of the Town, attached to the grant, and to inform you that orders have been given that the temporary fence put up on the six lots by the Members of the Mechanics' Institute should be removed.

I have, &c.

(Signed)

WM. F. ODELL,

Lt. Col. Calder, Com. Royal Engineers.

(Copy)

Secretary's Office,

Fredericton, N. B., 8th December, 1842.

SIR,—I have been prevented from acknowledging your letter of the 25th October last, on the subject of the proposed exchange of lots in Fredericton, by the necessity of bringing the matter again under the consideration of the Executive Council, an opportunity for doing which did not occur until the 2d instant; and I am now instructed to repeat the proposal contained in my former letter, namely, that the Council will agree to transfer the land lying in front of the Military Blocks, reserving the Streets established by Law, in exchange for the six lots in Block No. 3, and the Hospital lot, if agreed to by the Board of Ordnance; but beyond this, the Executive Government have no power to negotiate without an Act of Assembly.

I transmit to you a sketch, shewing all the land in question, with the reserved Streets and Public Landings, together with a copy of a memorandum from the Surveyor General, and an extract from the original Grant of the Town. By this Grant, which was passed prior to the occupation of any ground

ground in the Town by the Military, excepting the two blocks expressly reserved for their use, you will observe that those blocks are limited as delineated on the plan to three chains in width, but for what particular reason I am unable to state.

The fence put up round the six lots, has, since the date of your letter, been removed.

I have, &c.

(Signed)

WM. F. ODELL.

Lt. Col. Calder, R. E. Halifax.

Secretary's Office, Fredericton, 29th December, 1842.

SIR,—I have the honor to acknowledge the receipt of your letter of the 14th instant, which I immediately referred to the Surveyor General, and I now transmit a corrected plan, accompanied by an extract of the Act of Assembly establishing the Public Landings, and a copy of the Record of the Street called Campbell Street. The portions proposed to be given up are, as you have requested, distinctly shaded yellow, and comprise all that the Governor and Council have power to exchange, without an Act of Assembly.

I have, &c.

(Signed)

WM. F. ODELL.

Lt. Col. Calder, Royal Engineers, Halifax.

/ EXTRACT FROM THE LETTER OF COLONEL CALDER TO MR. READE.

With regard to the exchange of the six plots of ground referred to in this letter, with that on which the old Hospital stood, for other ground between the Barracks and the River, together with the part of Carleton Street which now divides the Barrack ground into two parts, as proposed in the memorial of the inhabitants transmitted to the Colonial Secretary of State by Sir John Harvey, I can, with respect to Carleton Street, assure Your Excellency, the communication with the River, in case of fire, will not be interrupted. The entrance to the Barrack Yard would be from Queen Street and another Gate opposite in the fence next the River, which the Officer Commanding would direct to be opened whenever it was necessary.

But as I am not prepared to say to what extent the Master General and Board may be pleased to limit the quantity of ground to be ceded to them by the inhabitants, I beg to suggest that the parties interested be required to transmit to me, through His Excellency the Lieutenant Governor, a proposition on the subject, which I shall forward through the proper channel for consideration.

I have, &c.

(Signed)

PAT. D. CALDER, *Lt. Col. Comg. R. E.*

Royal Engineers Office,

Halifax, N. S. 25th October, 1842.

SIR,—In doing myself the honor of acknowledging your letter of 19th ultimo, (received on the 29th) relative to certain Town Lots in Fredericton, which "have been held by the Ordnance Department since the first settlement of the Province," as stated in the Petition of the Freeholders and others, inhabitants of Fredericton, to His Excellency Major General Sir John Harvey, K. C. B. in April, 1838, and lately applied for the Mechanics' Institute, I have to express my regret that other pressing duties prevented my going into the correspondence which has at different times taken place between the Lieutenant Governor of New Brunswick, on behalf of the inhabitants of Fredericton, the Secretaries of State for the Colonies, and the Master General and the Board of Ordnance, relative to the exchange of Lots 41 to 46 in Block 3, for other ground belonging to the Town, lying between the Barracks and the River Saint John, which I considered necessary before I could with propriety forward for the consideration of the Master General and Board, the proposition of His Excellency the Lieutenant Governor in Council contained in your letter.

By this correspondence I find that as far back as the year 1826, the proposition of exchange was entertained, and an application to that effect made by Sir Howard Douglas, and that in January, 1827, the Master General and Board of Ordnance "directed that the ground be not given up, unless a further space of ground be given to the Ordnance in exchange for the Lots 41 and 46, than that between the Barracks and the River, the Barrack ground being so confined as not to admit of the Buildings which may be required for Military or Civil purposes, and for which the Lots proposed to be surrendered are particularly eligible."

It was again brought before the Master General and Board in September, 1828, and in November following the Board "assented to the exchange, provided the Ordnance property should run uninterruptedly to the River."

In 1829 a proposition was made to give up the part of Carleton Street which divides the Barracks, for the site of the old Hospital.

In 1838 Sir John Harvey forwarded to the Colonial Secretary of State "a Petition from the Freeholders and others, inhabitants of Fredericton," (signed by upwards of 200 householders and others, principal inhabitants of Fredericton,) "praying that the six Town Lots and the site of the old Hospital might be given up for the improvement and embellishment of the Town, in exchange for the ground lying between the Barrack Blocks and the River, with the water privileges thereto belonging;" or, if their application should fail, stating "their willingness to pay a fair equivalent in money for the said Lands;" which Petition was submitted by Lord Glenelg to the Master General and Board, with a recommendation "that Sir John Harvey's proposition should be acceded to, if not inconsistent with

with the public service ;" to which exchange, the Master General and Board, under date the 23d January, 1839, apprise Lord Glenelg "that they assent on the condition that the tenure of the whole Barrack ground be unreservedly made in fee to the Ordnance, and that the Grant includes the Street which intersects the present Barrack Lots, as well as those to be granted, and on the understanding also, that no expense whatever shall fall upon the Ordnance Department in consequence of this arrangement, (as it does not originate with the Master General and Board,) beyond the cost of the fence to enclose the Land to be retained by it."

In April following, "a numerous meeting of the inhabitants of Fredericton, duly and legally called by the High Sheriff, upon written application of sundry Freeholders," took place, "to take into consideration the propriety of their assenting to the applying for an Act of the General Assembly, authorizing the Board of Ordnance to enclose the whole of the land in front of the present Barracks, extending from the Landing Place at the end of Regent Street to the Landing at Phoenix Square, including the part of Carleton Street that now lies between the Barracks; upon condition, &c., according to the terms proposed by the Board of Ordnance in their Despatch of 23d January, 1839."

"The High Sheriff being called to the Chair, and Mr. Baillie having offered his services as Secretary, the Petition, &c. being read, it was Resolved that the proposition from the Honorable the Board of Ordnance be acceded to, upon the terms and conditions therein contained, agreeably to the Plan before the Meeting."

"That a Committee be appointed to prepare a Bill embodying the terms and conditions of the proposed exchange, &c. and also, that Mr. Wilmot, Mr. Fisher and Mr. Gregory, be a Committee to prepare the Bill for the purpose of carrying the above Resolutions into effect."

I have thus recited for the information of His Excellency Sir William Colebrooke, the substance of the several proceedings in the matter to which I have access, and from them I do not apprehend the Master General and Board will change the opinion they so often came to, and adopt the suggestion contained in your letter, which they formerly rejected. I will, however, thank you to mark on the Extract from the Grant Plan of the Town of Fredericton you sent me, and which I enclose for the purpose, the specific grounds referred to in your letter.

I perfectly coincide in the decision made by the Master General and Board, and which I may add was also the opinion of Sir Howard Douglas, relative to Carleton Street—it would throw the whole Barrack ground into one uninterrupted enclosure, which is desirable in a Military Establishment for discipline, and also render it more eligible, if the disposition of such Buildings as it may become necessary to erect for Military or Civil purposes, while the inhabitants will be insured "an easy and unobstructive access to the River Saint John both in Summer and Winter," through the enclosure in case of fire.

In making this communication on a subject which I conceive to be of mutual importance to the Inhabitants of Fredericton and the Military stationed there, (and which I should be happy in being the means of bringing to a satisfactory conclusion,) may I presume to enquire if there be any thing connected with the original Grant to shew why the Blocks "reserved for Barracks and other Military uses," were limited to three chains in depth, while all the other Blocks are five, although there was nearly sufficient space between Queen's Street and the Bank of the River to make them of the same width, and which would have given them originally the space now offered by the Town to the Board of Ordnance; if not, may it not with some appearance of truth be surmised that they were confined in depth, in order to leave the latter for the use of the Town in consequence of the Crown at that period also occupying by Barracks, Block 7;—if so, when the Government of New Brunswick disposed of the latter otherwise in 1811, it should at the same time have provided ample accommodation for the Military Establishment deemed necessary to be kept at Fredericton.

With reference to the last paragraph of your letter, I beg to state that it has been reported under date the first instant, that the fence put up on the six Lots by certain inhabitants of Fredericton had not been removed.

I have, &c.

(Signed)

PAT. D. CALDER.

W. F. Odell, Provincial Secretary, New Brunswick, &c. &c. &c.

Royal Engineers Office,

Halifax, N. S. 14th December, 1842.

SIR,—I have the honor to acknowledge your letter of the 8th instant, with its accompanying paper; the sketch I herewith return for further explanation and amendment, it being necessary to have the proposition of the Lieutenant Governor and Council fully and decidedly shewn on this document, before it is forwarded to the Inspector General of Fortifications for the consideration of the Master General and Board of Ordnance.

1. On examination of the sketch, you will find the letters C. C. E., if intended for reference, it should be given; if not, they should be removed from the drawing.

2. As none of the sketches which accompanied the propositions, formerly brought under the consideration of the Authorities at Home on the same subject, shew a street between the Barrack blocks and the River, and as that street is not marked on the original plan of Fredericton, it will save a question from Home if the broken lines intended to mark it on the sketch be removed.

3. The discrepancy between this sketch and those formerly sent Home, which I have marked in pencil at the north and east landing places, should be corrected.

4. The ground proposed to be given up to the Ordnance, and said to be "shaded yellow," is requested to be shewn distinctly in that colour.

5.

5. Permit me to add, that if any landing places are to be retained in front of the Military blocks, the proposition of the Council quoted in your letter does not allude to their reservation.

I beg to thank you for the copy of the Surveyor General's memorandum you were good enough to send me, on which it is unnecessary to make any further remark than as a certain number of years undisturbed possession gives a right of property to a private individual, it may be presumed the same right must be extended to the Crown; hence I do not see how the Surveyor General can make the occupation he refers to, which has existed since the first settlement of the Province, encroachments.

I shall transmit the proposition of the Executive Council by the first packet, after receiving the annexed plan, but cannot hold out any hope of a favorable answer, it being virtually the same as was submitted to the Master General and Board, by Lord Glenelg, on the 5th June, 1838, and which was agreed to on the 23d January, 1839, upon condition that "the grant includes the street which intersects the present Barrack lots," and with relation to which the Secretary of State for the Colonies signified to the Board in April last, "that a report has been received from the Lieutenant Governor of New Brunswick, by which it appears that the exchange alluded to cannot be effected without the consent of the local Legislature, but that the Lieutenant Governor proposed to recommend the subject for their consideration in the next Session," in consequence of which, the Board directed the enclosure of the six lots for a fuel yard to be postponed.

I have, &c.

(Signed)

PAT. D. CALDER, *Lt. Col. Comg. R. E.*

The Honorable W. F. Odell, Provincial Secretary, Fredericton, N. B.

(Copy)

*Royal Engineers Office,
Halifax, N. S., 24th January, 1843.*

SIR,—I have the honor to acknowledge the receipt of your letter dated 29th ult. transmitting a corrected plan of the ground at Fredericton proposed to be given up to the Ordnance, for the six Town Lots, and the old Hospital Lot; the portions on which shaded yellow you state "comprise all that the Governor and Council have power to exchange without an Act of Assembly."

In reply, I beg you will acquaint His Excellency, that I must respectfully decline forwarding this proposition to the Inspector General of Fortifications for the consideration of the Master General and Board, the ground it offers in exchange being considerably less than that they declined accepting in 1827, and from the correspondence which has taken place on the subject between 1826 and 1839, I do not see how I can take upon myself the responsibility of forwarding any proposition, short of that contained in the Petition of the Inhabitants forwarded through the Lieutenant Governor, and submitted by Lord Glenelg for the favorable consideration of the Master General and Board in 1838, and acceded to by them on certain conditions on the 23d January, 1839, under the impression that "the question had been minutely gone into by the several authorities at New Brunswick," and its being an exchange not sought by them.

With respect to the extract of the Act of Assembly establishing the Public Landing (19th March, 1827,) and the copy of the Record of the Street called Campbell Street, (13th January, 1831,) which you have attached to the corrected plan, permit me to observe, that if they are hindrances to carrying into effect an exchange that would be extremely advantageous to Fredericton and its inhabitants, it was ill timed (if the Petitioners were sincere in their application) to have them passed, pending the negotiation with the Ordnance; the former, after the Board's decision of January, 1827, must have been known; the latter, five years subsequent to the first proposition for an exchange being made by the inhabitants, who have themselves only to blame in having caused these additional obstacles to the accomplishment of their wishes, though by their proceedings in 1838 and 1839, it would seem they did not consider them of any consequence.

I have, &c.

(Signed)

PAT. D. CALDER, *Lt. Colonel Com. R. Eng.*

The Honorable W. F. Odell, &c. &c. &c.

"New Brunswick,

"Message to the House of Assembly, 14th February, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor lays before the House, copies of a correspondence relative to the case of Private Thomas Lanham, of Her Majesty's Sixty Ninth Regiment, which he recommends to the favorable consideration of the House.

"W. M. G. C."

The Documents accompanying this Message, being read at the Clerk's Table, are as follow:—

CASE OF PRIVATE THOMAS LANHAM, 69TH REGIMENT.

(Copy.)

Fredericton, New Brunswick, 13th May, 1842.

SIR,—I have the honor to forward the accompanying letter addressed to me, together with its enclosed Memorial and Medical Certificate from Private Thomas Lanham, of the Regiment under my command, for the consideration of your Excellency.

The

The Prayer of the Petition is to the effect, that as he has been rendered incapable of performing his military duties when upon duty at a fire in Saint John, on the 2nd July last, and also, in a great measure, rendered incapable of earning a sufficient support, that his case may be taken favorably under the consideration of your Excellency, by recommending him for some pecuniary relief from the Province, upon his being sent to England to be discharged.

The character of Private Lanham has been unexceptionable during his period of eighteen years service.

I have, &c.

(Signed)

EATON MONINS, *Lt. Col. 69th Regt.*

His Excellency Sir W. Colebrooke, &c. &c. &c., Fredericton.

I certify that Private Thomas Lanham, of the 69th Regiment, fractured his right leg, when on duty with the Garrison Fire Engine, at Saint John, proceeding to assist in extinguishing a Fire in that City, on the 2d July, 1841, which has totally rendered him unfit for further Military Service, and will, in my opinion, prevent him in a great measure earning his future support.

FRANCIS O'BRIEN, *Surgeon 69th Regiment.*

Fredericton, N. B., 12th May, 1842.

(Copy.)

Fredericton, May 10th, 1842.

SIR,—In forwarding the Petition of Thomas Lanham, Private Soldier of my Company, I am anxious to state, that I have known him in the Regiment between 17 and 18 years, the greater part of which time he has served in the same Company with me, and I have always found him a steady, sober and honest man; I shall therefore feel gratified if any thing I can add to his statement will be of service to him.

I have the honor, &c.

(Signed)

J. R. TUDOR, *Capt. 69th Regt.*

Lt. Col. Monins, 69th Regt. &c. &c. &c.

(Copy.)

Fredericton, N. B., 9th May, 1842.

SIR,—The Humble Petition of Thomas Lanham, Private Soldier, 69th Regiment, sheweth—That your Petitioner has served in the 69th Regiment since the year 1824, up to the present time, but is now about to be discharged as unfit for further service, owing to so severe a fracture in the Leg that he is not only rendered unable to serve Her Majesty, but equally so to earn any thing towards his future support. Your Petitioner would not have ventured to point out these circumstances to you, but that he is led to hope, that, as the accident occurred while on duty in conveying the Garrison Engine to a Fire in the City of Saint John, on the 2d July, 1841, the Colonial Government, through your kind intercession with His Excellency the Lieutenant Governor, may be induced to take his unfortunate case into their favorable consideration, and with their usual liberality, afford him such pecuniary assistance as they may deem him worthy of; and your Petitioner, as in duty bound, will ever pray.

THOMAS LANHAM, *Private Soldier, 69th Regiment.*

To Lieut. Col. Monins, Commanding the Troops, &c. &c. &c., New Brunswick.

(Copy.)

Fredericton, N. B., 9th May, 1842.

SIR,—As the Captain of the Company to which I belong, and from your knowledge of me for upwards of seventeen years, I humbly hope you will be pleased to lay before the Commanding Officer the enclosed Petition, trusting he will be so kind as to forward it to the Lieutenant Governor for His Excellency's favorable consideration.

Your obedient humble servant,

THOMAS LANHAM, *Private Soldier, 69th Regiment.*

To Captain Tudor, 69th Regiment, Commanding No. 5 Company.

Mr. Fisher, by leave, presented a Petition from Benjamin Wolhaupter, John A. Beckwith, Joseph Gaynor, John F. Taylor and 132 others, inhabitants of Fredericton and its vicinity, praying an amendment in the Law relating to Bankruptcy; which he read.

Ordered, That the said Petition be received and lie on the Table; and

On motion of Mr. Fisher,

Resolved, That the subject matter of the foregoing Petition from Benjamin Wolhaupter, John A. Beckwith, Joseph Gaynor, John F. Taylor and others, praying for an amendment in the Law relating to Bankruptcy, be referred to a Select Committee to report thereon by Bill or otherwise.

Ordered, That Mr. Fisher, Mr. Partelow, Mr. Hazen, Mr. End and Mr. Hill do compose the said Committee.

Mr. Gilbert, by leave, presented a Petition from Samuel Knight, John Foster and six others, inhabitants of the Parish of Waterborough, in Queen's County, praying that the Provincial allowance may be granted to William Tabb, for teaching a School in that Parish for a period of one year; which he read.

Ordered,

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Brown, by leave, presented a Petition from Thomas Moses, Deputy Treasurer at West Isles, in the County of Charlotte, praying for an increase of salary, for the reasons therein set forth ; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Hazen,

The House went into Committee of the whole on a Bill to continue an Act, intituled "An Act to extend the jurisdiction of the Corporation of the City of Saint John, for the regulation of the rates of Pilotage, beyond the limits now provided by Charter."

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Allen, by leave, presented a Petition from David Brown, of the Parish of Saint Mary's, in the County of York, the Contractor for building the Approach to the Bridge over the Oromocto, in the County of Sunbury, praying compensation for loss sustained in the completion of his Contract ; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, the House divided—

YEAS, 9.

NAYS, 18.

Whereupon it was decided in the negative.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 15th February, 1843.

Prayers.

Read a second time—

A Bill to amend the Charter of King's College.

Mr. Freeze, by leave, presented a Petition from Wilfred Foster, praying that the Provincial allowance may be granted to him for teaching a School in the Parish of Westfield, in King's County, for one year ending on the 1st day of September last ; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Rankin, by leave, presented a Petition from the Reverend James Souter, A. M., together with John Fraser, Esquire, and 435 others, Freeholders and Inhabitants of the County of Northumberland, praying that an Act may pass abolishing the restrictions imposed by the Charter of King's College, and to put that Institution on such a liberal footing as may render it a general blessing to all classes of Her Majesty's subjects ; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. End,

Ordered, That the time for going into consideration of the several matters set forth in the Petition of William H. Street, Esquire, and others, complaining of the undue election and return of Lewis Burns, Esquire, as a Member for the City of Saint John, and which was ordered for this day, be enlarged to Friday the 24th of this present month, when the House will at the hour of 12 o'clock at noon proceed to take the same into consideration.

Mr. Barberie, by leave, presented a Petition from Alexander Boyne, praying aid to assist him in the erection of an Oat Mill and Kiln in the Parish of Addington, in the County of Restigouche ; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 31st day of January last, to take into consideration the subject of the Agricultural Interests of the Province, to report thereon.

The

The Honorable Mr. Simonds, by leave, presented a Petition from William Livingston, of the City of Saint John, praying for return of double Head Money paid at the Provincial Revenue, on Passengers brought to that Port in the barque Branches, from Liverpool, in the month of June, 1840; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Williston moved for leave to bring in a Bill to repeal an Act, intituled "An Act in addition to the Laws now in force for the protection of the Fisheries in the Counties of Northumberland, Kent and Gloucester."

Leave granted.

The said Bill being brought in was read a first time.

Read a third time as engrossed,

A Bill to amend the Act to regulate proceedings before Justices of the Peace in Civil Suits.

Resolved, That the Bill do pass.

Ordered, That Mr. Smith take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to authorize the extension of the Gaol Limits in the Parish of Fredericton.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace for the County of Sunbury to levy an assessment on certain Parishes within said County, to pay off a Debt due from those Parishes.

Resolved, That the Bill do pass.

Ordered, That Mr. Scoullar take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to enlarge, confirm and establish the bounds of the Provincial Penitentiary.

Resolved, That the Bill do pass.

Ordered, That Mr. Payne take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to alter the division line between the Parishes of Kingston and Norton in King's County.

Resolved, That the Bill do pass.

Ordered, That Mr. S. Earle take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace in the several Counties to make Rules and Regulations for the Public Wharfs and Landings in their respective Counties.

Resolved, That the Bill do pass.

Ordered, That Mr. Wilmot take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace in and for the County of Carleton to extend the Gaol Limits of the said County.

Resolved, That the Bill do pass.

Ordered, That Mr. Connell take the said Bill to the Council and desire their concurrence thereto.

Mr. Payne, by leave, presented a Petition from Michael Dealy, Samuel H. M'Kee, Job Stanley and 126 others, of the City of Saint John and its vicinity, praying for an alteration in the Law relating to the Fisheries, so far as regards the fishing with Nets in and near the Harbour of Saint John; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 31st day of January last, to take under consideration all matters connected with the Fisheries, to report thereon.

On motion of the Honorable Mr. Simonds,

Ordered, That Mr. Williston be added to the Committee appointed on the 3d day of February instant, to take under consideration the subject recommended in His Excellency's Speech, relative to the illegal occupation of the Crown Lands and the Indian Reserves.

Mr. Gilbert, a Member for Queen's County, applies for leave of absence after the eighth day of March next, to enable him to attend the Court of Nisi Prius to be holden for the said County.

And upon the question for granting leave, it was carried in the affirmative.

Mr. Payne, by leave, presented a Petition from Sophia M'Donald, Teacher of a School at Saint John, praying pecuniary aid in her present destitute circumstances; which he read.

And upon the question, that the said Petition be received and referred to the Committee on School Petitions to report upon, the House divided—

YEAS, 3.

NAYS, 17.

Whereupon it was decided in the negative.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Message:—

"New Brunswick.

"Message to the House of Assembly, 13th February, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor lays before the House, copies of three Reports from the Emigration Agents at Saint John and Fredericton, for the year 1842.

"W. M. G. C."

The Reports communicated by the aforesaid Message, being read at the Clerk's Table, are as follow:—

EMIGRATION.

(Copy)

Government Emigrant Office,

Saint John, New Brunswick, 2d January, 1843.

SIR,—I have the honor to acquaint you, for the information of His Excellency the Lieutenant Governor, that the number of Emigrant arrivals in the Province during 1842, is eight thousand three hundred and twenty nine, exclusive of desultory unofficial migrations through Prince Edward's Island, Nova Scotia, and the United States, as per accompanying return. A gratifying feature manifested itself in this immigration, in the general state of health in which they arrived, there being fewer cases of sickness or casualties amongst them than I ever witnessed, in proportion to numbers; the details of which were duly transmitted in the prescribed returns; many proceeded immediately into the interior to join their friends, with a view of permanently settling there.

Since the report which I had the honor of submitting to the Lieutenant Governor on the 10th July last, nothing has yet occurred in the general affairs of the Country to induce more flattering prospects of demand (for a time at least) for immigrant labourers; when however, the reaction in business at Home shall have realized steps of permanent improvement, (now so auspiciously begun,) then, and not till then, will its beneficial effects be sensibly felt amongst all industrial classes here; for we cannot conceal from ourselves that such has been the extent of exhaustion in the monetary and other resources of the many, that it must be a work of some time to redeem their condition. In the present state of depression and distress here, the debt of thankfulness, of immigration and humanity, is due to His Excellency Sir William Colebrooke, for it is to his timely intervention with the Right Honorable the Colonial Secretary of State, that an accumulating torrent of Emigration was stayed at Home. Had they reached this Province, it could only have been to augment the body of misfortune now heavily pressing on the community. These expressions are, you will perceive, Sir, inapplicable to another class of Immigrants, whom it is most desirable to have in the Country—I mean a rural population, composed of solvent yeomanry and small farmers, with sufficient means to make permanent settlements.

The rates of wages and prices of provisions for the past quarter, are indicated in the Quarterly Abstract, for the Provincial Secretary's Office. It is a source of deep regret that there is no Board of Works to employ Immigrants.

I have, &c.

(Signed)

A. WEDDERBURN, G. E. A.

Abstract Return of Immigration to the Province of New Brunswick, between 1st January and 31st December, 1842.

Where arrived.	Men.	Women.	Children.	Total.	Remarks.
Saint John,	3,277	2,794	1,494	7,565	Comparatively few cases of sickness or casualties. Deaths, 9; 5 drowned.
Miramichi,	151	94	87	332	
St. Andrews,	195	129	99	432	
Bay Verte,	0	0	0	0	
Richibucto,	0	0	0	0	None direct from the United Kingdom. Emigrants join their friends <i>via</i> Saint John. Several families arrived from Prince Edward's Island.
Bathurst,	0	0	0	0	Desultory Immigration arises chiefly from casualities to Shipping from the United Kingdom, but the Emigration from the United States to this Province is spontaneous.
Dalhousie,	0	0	0	0	
Shediac,	0	0	0	0	
	3,623	3,017	1,680	8,320	

(Signed)

A. WEDDERBURN, *Gen. Em. Agt.*

Emigrant Office, St. John, N. B., 2nd January, 1843.

(Copy)

Government Emigrant Office,

Saint John, New Brunswick, January, 1843.

SIR,—In obedience to the commands formerly received, I transmitted to the Provincial Secretary's Office the Abstract Account of Immigration here for 1842, for the information of the Right Honorable the Colonial Secretary of State; and I have now the further honor to submit to His Excellency the Lieutenant Governor, a communication recently made to the Commissioners for the Colonial Land and Emigration, being extended but collateral observations to the remarks in the forwarded printed official category. A gratifying feature in the Emigration of last year was the comparatively healthy state, in proportion to numbers, in which the parties arrived here, which is in a great degree attributable to the salutary measures of the Colonial and Emigration Departments. The intervention of Sir William Colebrooke with Lord Stanley, to check the Fall Emigration, was most timely and beneficial. Had they arrived in the bodies apprehended here, they could only have formed accumulations of misfortune now lying so heavily on this community.

Since the Report which I had the honor to submit on the 16th July last, nothing has occurred in the general aspect of affairs in the Province, to warrant me in holding out any more flattering prospects (for a time at least) of demand for Emigrant labor.

Whenever the reaction in business at Home shall have attained such valid advances in improvement, as will indicate stability, then, and not till then, can the beneficial effects be felt among the Immigrants and others here. For it cannot be concealed from ourselves, and the fact ought not to be withheld from the knowledge of those interested abroad, that such has been the extent of exhaustion in the monetary and other resources of the many here, that it must be a work of time to establish anything like a permanent redemption in their condition and circumstances, or to enable their industry and enterprise to benefit from the abundant natural capabilities of the Province, or the advantages it affords. Much solicitude as His Excellency has evinced to meliorate the condition of Immigrants, it is deeply to be regretted, that the necessary and effectual sinew—a solvent exchequer—is wanting, to enable the Executive to initiate and extend Works of public utility, wherein a systematic course of employment for Immigrants might be established. Although rates of wages are inserted in the Abstract, I regret to say, that they, in most cases, must be considered but nominal, as only a very small number of mechanics, artisans or laborers can be employed, and that too intermittently. The prices of provisions have, however, been also very low, owing alike to the abundant harvest, clemency of the weather, and scarcity of money. Those low prices tended essentially to alleviate the distresses of the Immigrants here. I look forward with no small degree of confidence to receiving, in future, beneficial action and co-operation, on behalf of the Immigrants, from our recently established Highland Society; and I am enabled to acquaint the Lieutenant Governor that the best feeling manifests itself amongst the Members of the Agricultural Society here, towards the humble Settlers; and that on the limited funds admitting, it is intended to reward the deserving and industrious by donations of suitable seeds, to enable them to prosecute their labors with advantage.

The Associate System of Settlement, organized by Sir Wm. Colebrooke, must eventually be of much advantage to Immigrant Settlers in the country. The original avocations of the parties constituting the Associations, and their practical experience and knowledge of the work in the woods, guided by their general intelligence, render them good examples and able School Masters in the Bush, to subsequent Settlements in the neighborhood.

I have, &c.

(Signed)

A. WEDDERBURN, *G. E. A.*

A. Rea's, Esquire, &c. &c. &c.

(Copy)

(Copy.)

To His Excellency Sir William Macbean George Colbrooke, Lieutenant Governor and Commander in Chief, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

In making a Report for the past year as Emigrant Agent at Fredericton, I beg leave to call Your Excellency's attention to the Provincial Statute, page 587-8, under which the funds that may be obtained from Emigrants arriving in the Province are directed to be applied, and under which I am satisfied a sum is collected sufficient, if properly expended, to meet its object, which is, the relieving destitute and distressed Passengers and Emigrants, and in assisting them to reach their places of destination within the Province.

But unfortunately the Act further provides, that "sums so received shall be applied from time to time by grants of the Legislature," and as that Body does not meet till the season has passed away when Passenger Ships arrive, and as the Lieutenant Governor for the time being has no authority to apportion any part of the sums so obtained, to assist Emigrants in distress, or aid them on their arrival in the Country, the result is, they are thrown upon the community as paupers, to be provided for by the Commissioners of the Poor, who subsequently apply to the Legislature for remuneration, where their claims are frequently reduced; hence a stigma is attached to persons thus unfortunately situated, which attaches to them and their families in after life.

I know an instance myself where the descendants of a person who came to Halifax, Nova Scotia, several years since, in a very humble situation in life, have, by their prudence and integrity, raised themselves to seats in the Councils of that and another colony; and yet under the system pursued in this Province, had he obtained some trifling assistance, which probably he would afterwards have repaid must have been doled out to him by the Commissioners of the Poor, and would not have been forgotten by those malignant persons with whom every Community abounds.

There is also some little allowance to be made for the feelings and habits of those poor people, who leave the country of their nativity to seek in a strange land another home. For instance, the Irish,—and I believe the remark applies to the Scotch and English Emigrants,—never having been accustomed to eating Indian Meal, they dislike it; in fact in some instances they cannot eat it, although it is a wholesome and excellent description of food, without experiencing ill effects; but Oat Meal they will gladly take; yet in every instance that has come under my observation, the Commissioners of the Poor give Indian Meal, and those who endeavour to obtain Oat Meal are considered as improperly fastidious. To remedy the difficulty that arises from the interference of the Commissioners, and to relieve them from a disagreeable duty, as also to secure an economical and proper expenditure of the Emigrant Fund, I would suggest that it should be placed at the disposal of the Lieutenant Governor, to be applied for the relief and assistance of Emigrants, under His Excellency's immediate directions, by persons who act as Emigrant Agents, or others who may perform that duty, where numbers of Emigrants annually arrive—a detailed account to be rendered to the Legislature at the close of each year.

There is another proceeding attending the passage of Emigrants that materially affects their comfort, during such passage, and their circumstances on their subsequent arrival in the Colony, to which I beg leave to call Your Excellency's attention, for the purpose of bringing it under the notice of Her Majesty's Government.

The Emigrants on leaving Great Britain, generally provide for themselves and families, as they conceive, a sufficient supply of food, to last during the entire passage; but owing to the prevalence of adverse winds, and I fear, in some instances, the cupidity of the masters of the vessels, the passages are protracted to an unusual length; and the poor people, having consumed their provisions, are at the mercy of these men, who sell supplies to them, as I have understood repeatedly from Emigrants who have come to my office in a destitute condition, at an exorbitant rate; so that when the voyage is ended, individuals with families who, when they embark, had funds that would have materially assisted them on their arrival in the Province, are reduced to abject poverty, and have been compelled to dispose of their clothing to support nature, on their being landed after the termination of their voyage.

This would be obviated were the masters of vessels taking passengers compelled to have at least two months supply of provisions, for both passengers and crew, and that a fixed price should be prescribed for adults and children, and the articles constituting a ration, and their quality and quantity also defined by some competent authority at the place of departure.

This may seem at first sight to inflict a hardship upon the owners and masters of vessels, but the price of a ration might be so fixed, as to repay them for their outlay; and when it is recollected that the conveyance of passengers is a mere business transaction, and that credulous and ignorant people are continually imposed upon by the cupidity of persons in command of Emigrant Ships, it will be found to be a course consistent with justice as well as humanity.

With reference to the description of Immigrants that should resort to this Province, I would beg leave to remark, that in the absence of any great undertaking, a sufficient influx of the laboring class will find their way better, through the representations of interested persons, or owing to the recommendations of their friends and acquaintances, and as many as can well become annually merged in the population of the Province.

There is, however, a class of Settlers wanting in this Province, and to whom it offers probably as great inducement as can be found elsewhere, and that is, persons of limited means, say possessing from

£300.

£300 to £500. Owing to the great loss that attends Lumbering pursuits, there are a number of farms throughout the Province, which have become mortgaged to the Merchants, who have advanced supplies and money to pay for their licences, and which would be disposed of at a cheap rate, if purchasers with means, could be found; and there are large quantities of cleared land throughout the Province, which are entirely neglected, that might, at a comparatively trifling expense, become cultivated and fertile tracts of country.

Were persons so situated therefore to emigrate to this Province, in bodies including among their number a due proportion of Artisans,—such as Smiths, Carpenters, Shoemakers, Tailors, Masons, &c. with a Schoolmaster, and perhaps a Clergyman, not only would their condition be permanently improved, but the Country would be better settled, by a description of persons being infused among the population, who would possess superior information and attainments, and they would form for themselves very happy communities.

The settlement of the Boundary Question will open up a fine territory for the reception of Emigrants, and I look upon it as an object of importance, that an English or Scotch population should inhabit the upper part of the County of Carleton, between the River Saint John and the Grand Falls, as they would be divested of those animosities and prejudices, which might have a tendency to disturb that tranquillity, which it is so desirable should be established and cultivated, between the people of these Provinces and the neighbouring State of Maine.

There are considerable quantities of cleared land between Woodstock and the Arestook, particularly within the first 15 or 20 miles above the former place, that are only partially cultivated, where Settlements could be made; and there are also large tracts of wilderness lands beyond that, owned by absentees, and belonging to the Crown, which should no longer be locked up. There are at present held by absentees or other persons, to whom grants have been made, between the Meduxnikik, which empties into the Saint John, at Woodstock, and the Grand Falls, 23,000 acres, and the vacant or ungranted land, in that quarter, comprises about 25,000 acres more. The soil, as far as I am acquainted with it, and from the best information I can obtain, is of a superior quality, and the climate is remarkably fine.

There is also abundance of good land in the vicinity of the projected road to the Bend of Petitcodiac, between the North River and New Canaan, amounting to 10,000 acres, including the Albert Settlement, which has been surveyed, where a new Settlement could be advantageously formed; but whether setting down in villages, or dispersed on separate farms, where the country has been partially cleared, or penetrating into the wilderness of the Province, it is essential that parties arriving here, depend mainly on the labor of their own hands, and understand something of Agriculture; when such is the case, after having procured land, or purchased farms, paid for their stock, and each head of a family having retained, say, from £100 to £150, they would have sufficient to support themselves and families till the crops of the first and second years would meet their requirements; and if the subsequent life of each individual should be marked by industry and prudence, it would be of constantly increasing comfort and independence.

There is a fine tract of land, commencing about ten miles from Fredericton, called the Rushagonis Settlement, which, owing to the lumbering pursuits of the inhabitants of that part of the Province, has been much neglected; it extends from the Maryland Settlement towards the Oromocto River. The Land, generally speaking, is good, and the situation is delightful. I should say that forty or fifty families might set down in that direction, in great comfort and at a moderate distance from the seat of Government. On the South West Miramichi River there is abundance of fine land, and, I believe, a number of farms that might be bought at a very cheap rate, owing to the losses sustained by lumbering. The distance from Fredericton to where the Road strikes the Miramichi River at Boistown is between 30 and 40 miles.

With reference to the Emigrants who came to Fredericton from Saint John and other parts of the Province in considerable numbers during the early part of the Summer, they were chiefly of the laboring class, many with helpless families, most of whom had parted with what trifling means they possessed, before leaving the vessels in which they came passengers, or by the sale of articles of clothing in Saint John, and were consequently in destitute circumstances. I gave these people such advice as my knowledge of the country enabled me to afford, and passed them on to different parts of the Province.

In some few instances, when nothing else could be done, I sent them back to Saint John in the Steamer, incurring thereby an expense of some three or four pounds, which, I hope, will meet with Your Excellency's approbation. Those of them who were apt and calculated to make themselves useful, however, have, with few exceptions, succeeded in obtaining employment. With a slight exception, (there being probably ten or a dozen English people, among whom were two Shipwrights, whom I forwarded up the River in December,) the Immigrants who came to me were all Irish; and there is this difficulty about this description of persons, that they will often apply for, and receive aid, when they are in possession of sufficient funds of their own; and it is almost impossible to determine between cases of real poverty and affected want. The Scotch seldom or never beg, and I do not recollect an instance of a person of that nation applying for charitable relief, under ordinary circumstances. On their arrival they generally penetrate into the country and procure employment; but the Irish will hang about Towns while a farthing remains in their pockets, and then when necessity compels them to resort to the country, will demand wages far beyond what they can earn, or farmers can afford to give. I feel much gratified, however, in stating, that the Irish Immigrants who have arrived

out, during the last two years in particular, were remarkable for sobriety; and I never saw an instance of inebriety, either among those who applied at my office or in the street.

Whatever may be the determination of Her Majesty's Government with reference to Emigration, I cannot conclude this Report without remarking, that this Province seems hitherto to have been singularly unfortunate in this particular. Possessing abundance of land of the finest quality, intersected by numerous Rivers of considerable extent, many of which abound with Salmon and other Fish, with a salubrious climate, at no great distance from the Mother Country, which may be reached in a fortnight, it affords every inducement to a person desirous of emigrating and possessing property, who, with moderate means, can live here in independence.

Those who can command funds to support them, during the first year of their residence, are sure to succeed; and there are numerous instances where persons without any means whatever beyond their own labor and industry, have cleared away the wilderness around their dwellings, and have converted it into profitable and fertile farms, who are now living in the enjoyment of every comfort which the bulk of a community can anywhere obtain.

I have, &c.

(Signed)

EDMUND WARD, *Asst. Em. Agent.*

Fredericton, 24th January, 1843.

The Honorable Mr. Simonds, also by command of His Excellency the Lieutenant Governor, laid before the House, in answer to an Address to His Excellency of the 10th instant—

Copy of a Despatch from the Secretary of State for the Colonies, relative to the resignation of the late President of the Legislative Council.

This Document being read at the Clerk's Table, is as follows:—

RESIGNATION OF PRESIDENT OF LEGISLATIVE COUNCIL.

(Copy.)

[No. 113.]

Downing Street, 23d December, 1842.

SIR,—I have to acknowledge the receipt of your Despatch, No. 99, of the 14th of October, communicating to me the wish of Mr. Chief Justice Chipman to retire from the Legislative Council of New Brunswick, on account of ill health.

I have accordingly had the honor to lay his resignation before the Queen, and Her Majesty has been graciously pleased to accept it.

I have, &c.

(Signed)

STANLEY.

Lt. Governor Sir W. M. G. Colebrooke, &c. &c. &c.

On motion of Mr. Partelow,

The House went into Committee of the whole on a Bill to provide for the expenses of the Speaker and Members of the House of Assembly, when attending the General Assembly.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Brown,

That the House proceed to the Order of the Day to go into Committee of the whole House on the Report from the Select Committee, for taking into consideration the subject of the Finances of the Province, and which was submitted to the House on the 13th instant, as also the several Documents communicated by command of His Excellency the Lieutenant Governor upon the same subject;—

The Order of the Day being read, the House according resolved itself into Committee thereon.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the subject referred to them under their consideration had passed one Resolution; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

Whereas in the present unexampled crisis in the affairs of this Province, arising from the extreme difficulty of collecting the outstanding dues, and from the unprecedented decrease of the Revenue of the last year, an amount of money is necessary
to

to be immediately raised to meet the existing demands against the Province; therefore

Resolved, That in order to discharge the present debt and to sustain the public credit, it is highly indispensable that the House should negotiate a Loan; and further

Resolved, That the subject should be referred to a Select Committee to report thereon by Bill or otherwise.

Ordered, That the Report be accepted, and the Resolution reported from the Committee adopted by the House.

On motion of Mr. Partelow,

Resolved, That a Select Committee be appointed to prepare a Bill for carrying out the object recommended in the foregoing Resolution.

Ordered, That Mr. Partelow, Mr. Rankin, Mr. Brown, Mr. End, Mr. Wilmot, Mr. Hazen and Mr. Burns do compose the said Committee.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 16th February, 1843.

Prayers.

Read a second time,

A Bill to repeal an Act, intituled "An Act in addition to the Laws now in force for the protection of the Fisheries in the Counties of Northumberland, Kent and Gloucester."

Read a third time as engrossed,

A Bill relating to the qualification of Members of the Legislative Council.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to amend an Act, intituled "An Act to incorporate the Saint Stephen's Marine Insurance Company."

Resolved, That the Bill do pass.

Ordered, That Mr. Hill take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to continue an Act, intituled "An Act to extend the jurisdiction of the Corporation of the City of Saint John, for the regulation of the rates of Pilotage, beyond the limits now prescribed by Charter."

Resolved, That the Bill do pass.

Ordered, That Mr. Hazen take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to repeal "An Act to encourage the destroying of Wolves," and "An Act to grant a Bounty on the destruction of Bears in this Province," and to make other provisions in lieu thereof.

Resolved, That the Bill do pass.

Ordered, That Mr. Connell take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Williston,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct to be laid before this House at an early day, a detailed account of the Income and Expenditure of King's College for the past year; also a Return specifying the names of the Professors, the Professorships held by each, together with their respective Salaries, and the amount of Fees received by them respectively for the same period; also the names of the Students keeping Terms, specifying those who may have graduated during the same period; and also copies of any Despatches from the Secretary of State for the Colonies relative to the modification of the Charter of the said College.

Ordered,

Ordered, That Mr. Williston, Mr. Barker and Mr. Hill be a Committee to wait upon His Excellency with the Address.

Mr. Scoullar, by leave, presented a Petition from Patrick Deering of Queen's County, praying compensation for loss sustained by an alteration made in the Great Road leading from Fredericton to Saint John, on the Nerepis Line, by taking the same through his improved land; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 4th day of February instant, to take under consideration a Petition from Thomas E. Perley, praying relief in consequence of loss sustained on land purchase, to report thereon.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day to go into Committee of the whole on the subject of the Documents communicated by His Excellency the Lieutenant Governor, on the subject of the reinstatement of the Honorable Thomas Baillie in the office of Surveyor General;—

The Order of the Day being read, the House accordingly resolved itself into said Committee.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matter referred to them under their consideration had made progress therein, and that he was directed to ask for leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Barberie,

Resolved, That a Committee be appointed to prepare an humble and dutiful Address to Her Most Gracious Majesty the Queen, to be laid at the Foot of the Throne, upon the subject of the Post Office Establishment in this Province.

Ordered, That Mr. Barberie, Mr. Fisher and Mr. Hill be the Committee for that purpose.

On motion of Mr. Partelow,

The House went into Committee of the whole on a Bill to provide for the greater safety of Passengers on Board Steam Boats.

Mr. Hill in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

The Province Treasurer's Accounts for the year ending 31st day of December, 1842.

[See Appendix.]

On motion of Mr. Partelow,

Ordered, That the said Accounts be referred to the Committee on Public Accounts, to report thereon.

Mr. Rankin, by leave, presented the following Petitions from Freeholders and Inhabitants from various parts of the County of Northumberland, viz:—

Dudley Perley, Esquire, and 72 others of the Parish of Chatham:

Alexander Davidson, Esquire, and 32 others of the Parish of Alnwick:

John M'Donald, Esquire, and 11 others of the Parish of Glenelg:

Alexander Goodfellow, Esquire, and 132 others of the Parish of Newcastle:

Robert Leslie, Esquire, and 72 others of the Parish of Nelson; and

John Cuppage, Esquire, and 64 others of the Parish of Northesk;

praying that an Act may pass authorizing the appointment of Persons resident in the said County, as Overseers of the Fisheries for the Bay of Miramichi, so far as relates to the outside Fisheries in the said County; and he having severally read the said Petitions—

Ordered, That they be received and lie on the Table.

On

On motion of Mr. Taylor,

The House went into Committee of the whole on a Bill to repeal an Act, intituled "An Act relating to the Market in Fredericton," and to make other provisions relating thereto.

Mr. Brown in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Brown,

The House went into Committee of the whole in further consideration of a Bill to abolish Imprisonment for Debt under Five Pounds.

Mr. Connell in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again before them the following Resolution was moved :—

"*Resolved*, That the further consideration of this Bill be postponed for three months."

And upon the question for adopting the said Resolution, the Committee divided as follows :—

YEAS.

The Hon. Mr. Speaker,
Mr. Barberie,
Alexandre,
Stewart,
Barker,
Payne,
Fisher,
Freeze,
Gilbert,
Wark,
Thomson,
J. Earle.

NAYS.

The Hon. Mr. Simonds,
Mr. Wilmot,
Brown,
Palmer,
S. Earle,
Burns,
Jordan,
Hanington,
Scoullar,
Allen,
Smith,
Botsford,
Partelow.

Whereupon it was decided in the negative.

That the Committee then went through the Bill, and after making an amendment thereto, agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed as amended.

Mr. Partelow moved for leave to bring in a Bill to provide for the greater safety of persons travelling by Night on the several Rivers of this Province in Steamers and other vessels.

Leave granted.

Mr. Partelow also moved for leave to bring in a Bill for establishing a Tender in all payments to be made in this Province, and for repealing all the Acts now in force relating to the same.

Leave granted.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 17th February, 1843.

Prayers.

Mr. Rankin, by leave, presented a Petition from William Abrams, Esquire, and 52 others, inhabitants of the Parishes of Newcastle, Nelson, Northesk and Blissfield, in the County of Northumberland, praying for a continuation of the grant towards the support of the Grammar School taught by John Sevwright, in the Town of Newcastle; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. Partelow, by leave, presented a Petition from Thomas M'Gaghey, one of the Marshals

Marshals of the City of Saint John, praying to be reimbursed for expenses actually incurred in looking after Deserters from Her Majesty's Land Forces in this Province; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Partelow, by leave, presented a Petition from John Kerr and Company, of the City of Saint John, Merchants, praying to be reimbursed Duties paid on Tobacco destroyed in the Bonded Ware House at that place at the Great Fire in November, 1841; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Brown, by leave, presented a Petition from John Arbuckle, Alexander Dunn, Thomas Robinson and 192 others, inhabitants of the Parish of Saint James, in the County of Charlotte, praying that an Act may pass to impose a Tax on Wilderness Land; which he read.

Ordered, That the said Petition be received and lie on the Table.

Read a third time as engrossed,

A Bill to provide for the expenses of the Speaker and Members of the House of Assembly, when attending the General Assembly.

Resolved, That the Bill do pass.

Ordered, That Mr. Payne take the said Bill to the Council and desire their concurrence thereto.

Mr. Partelow, by leave, presented a Petition from the Reverend William Temple and the Reverend Sampson Busby, Trustees of the Wesleyan Academy at Sackville, in the County of Westmorland, praying Legislative aid towards the support of that Institution; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Mr. Wilmot, by leave, presented a Petition from Tomar Francis, Chief Sachem of the Milicete Tribe of Indians, together with Joseph Francis and others, Officers in the said Tribe, praying on behalf thereof, the assistance of the House in procuring a grant of the Lands reserved for their use on the River Saint John, and that such grant be made in trust for the Tribe; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 3d day of February instant, to take under consideration the subject in His Excellency's Speech, which relates to the illegal occupation of the Crown Lands and Indian Reserves, to report thereon.

On motion of Mr. Freeze,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to order no new surveys of ungranted Crown Lands to be made, until this House shall have examined into and reported upon the several surveys made during the past year, and the expenses incurred therefor.

Ordered, That Mr. Freeze, Mr. Smith and Mr. End be a Committee to wait upon His Excellency with the Address.

Mr. Partelow, by leave, presented a Petition from Jonathan Lunn, of the Parish of Johnston, in Queen's County, praying to be compensated for labor performed on the Great Road leading from Fredericton to Petitcodiac; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Wilmot, by leave, presented a Petition from John T. Williston, Esquire, a Member returned for the County of Northumberland, praying, for the reasons therein set forth, a further enlargement of the time appointed by the House for taking into consideration the Petition of John Ambrose Street, Esquire, and others, complaining of an undue election and return for the said County; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill to provide for the repair of Streets and Highways in Fredericton.

Mr.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, the following Resolution was moved :—

“Resolved, That the further consideration of this Bill be postponed for three months.”

And upon the question, it was decided in the negative.

That the Committee then went through the Bill, and after making amendments thereto, agreed to the same.

Ordered, That the report be accepted and the Bill engrossed as amended.

Mr. Connell, by leave, presented a Petition from Richard Ketchum, Esquire, and 161 others, Freeholders and inhabitants of the County of Carleton, praying an amendment in the Acts for the election of Members to serve in the General Assembly; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 3d instant, to take the subject of those Acts under consideration to report thereon.

On motion of Mr. Partelow,

The House went into Committee of the whole in consideration of the several Messages from His Excellency the Lieutenant Governor, as well as the various Documents laid before the House by His Excellency's commands.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the several matters referred to them under their consideration, had passed Nine Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow :—

1st. *Resolved, As the opinion of this Committee, that the communication from the Deputy Post Master General, with the Documents accompanying it, laid before the House on the 6th of February instant, by command of His Excellency the Lieutenant Governor, should be referred by the House to the Select Committee appointed yesterday to prepare an Address to Her Majesty on the subject of the Post Office Establishment.*

2d. *Resolved, As the opinion of this Committee, that the accounts from the Crown Land Department for the year ending the 31st December, 1842, laid before the House by command of His Excellency on the 6th of February instant;—also the Accounts from the Custom House, sent down on the 8th of February instant, should be referred by the House to the Committee on Public Accounts.*

3d. *Resolved, As the opinion of this Committee, that the extract from the Despatch from the Right Honorable Lord Stanley, dated 11th of August, 1842, relative to the Act passed last Session for vacating the seats of Members, with the papers accompanying the same, laid before the House on the 8th of February instant, by command of His Excellency;—also the Message from His Excellency, dated the 10th of February, and communicated to the House on the 13th of the same month, recommending the same, should be referred by the House to the Select Committee appointed on the 3d instant, to report upon the Election Laws by Bill or otherwise.*

4th. *Resolved, As the opinion of this Committee, that the Documents laid before the House on the 10th of February instant, by command of His Excellency, upon the subject of Post Office charges on Newspapers, Journals of the Legislature, and other printed Documents, should be referred by the House to the Select Committee appointed yesterday to prepare an Address to Her Majesty on the subject of the Post Office Establishment.*

5th. *Resolved, As the opinion of this Committee, that the Documents laid before the House on the 10th of February instant, by command of His Excellency, in reference to the state of the Crown Lands in this Province;—as also the Returns relative to Indian Reserves, laid before the House on the same day, should be referred by the House to the Select Committee appointed on the 3d of February instant, to report upon the subject of the illegal occupation of the Crown Lands and Indian Reserves, by Bill or otherwise.*

6th. *Resolved*, As the opinion of this Committee, that the Message of His Excellency of the 10th of February instant, and which was communicated to the House on the following day, with the Documents accompanying it, relative to certain expenses incurred by Her Majesty's Consuls in relieving distressed Seamen belonging to vessels owned in this Province, should be referred by the House to a Select Committee to report thereon.

7th. *Resolved*, As the opinion of this Committee, that His Excellency's Message of the 10th of February instant, and which was communicated to the House on the following day, recommending a claim from the owners of the Barque "Creole" for reimbursement of a sum paid into the Provincial Treasury, should be referred by the House to the Committee of Supply.

8th. *Resolved*, As the opinion of this Committee, that the Despatch of the Right Honorable Lord Stanley, of the 30th of August, 1842, on the subject of an amendment in certain Acts relating to the Criminal Laws, with the Documents accompanying it, laid before the House by command of His Excellency on the 8th of February instant;—also the Message from His Excellency of the 10th instant, and communicated to the House on the following day, recommending such amendment, should be referred by the House to a Select Committee to report thereon by Bill or otherwise.

9th. *Resolved*, As the opinion of this Committee, that the several Accounts and Documents relating to the Receipts and Expenditure of the Queen's Casual Revenue, the Crown Land Office, Civil List, Warrants drawn, and all other Accounts and Documents laid before the House on the 13th of February instant, by command of His Excellency, should be referred by the House to a Select Committee to report thereon.

And the Chairman then further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions reported by the Committee adopted by the House, and leave to sit again granted.

On motion of Mr. Partelow,

Resolved, That the subject matter of the First and Fourth Resolutions, now reported from the Committee of the whole House when in consideration of the Messages from His Excellency the Lieutenant Governor, and which relate to the Post Office Establishment, be referred to the Select Committee appointed yesterday to prepare an Address to Her Majesty upon that subject.

Resolved, That the subject of the Second Resolution reported from the same Committee, relative to the Accounts of the Crown Land Department, be referred to the Committee on Public Accounts.

Resolved, That the subject of the Third Resolution reported from the same Committee, relative to the Act for vacating the seats of Members, be referred to the Committee appointed on the 3d of February instant, to take under consideration the subject of the Election Laws.

Resolved, That the subject of the Fifth Resolution reported from the same Committee, relative to the Crown Lands and Indian Reserves, be referred to the Committee appointed on the 3d of February instant, to report upon those subjects.

Resolved, That the subject of the Seventh Resolution reported from the same Committee, relative to the claim of the Owners of the Barque Creole, to be reimbursed a sum paid into the Provincial Treasury, be referred to the Committee of Supply.

Resolved, That the several subjects of the Sixth, Eighth and Ninth Resolutions reported from the same Committee, be severally referred to Select Committees to report thereon; and

On motion of Mr. Partelow,

Resolved, That a Select Committee be appointed to take under consideration the subject of the Sixth Resolution, relative to expenses incurred by Her Majesty's Consuls in relieving distressed Seamen belonging to Vessels owned in the Province.

Ordered, thereupon, That Mr. End, Mr. Fisher and Mr. Alexandre do compose the Committee.

On like motion of Mr. Partelow,

Resolved, That a Select Committee be appointed to take into consideration the subject of the Eighth Resolution, relative to an amendment in the Criminal Laws, to report thereon by Bill or otherwise.

Ordered,

Ordered, thereupon, That Mr. Hazen, Mr. Fisher and Mr. Hill do compose this Committee.

On like motion of Mr. Partelow,

Resolved, That a Select Committee be appointed to examine and report upon the various Accounts relative to the Queen's Casual Revenue, as recommended by the Ninth Resolution.

Ordered, thereupon, That Mr. Partelow, Mr. Wilmot, Mr. Hazen, Mr. Brown, Mr. Hanington and Mr. Rankin do compose this Committee.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill for the Consolidation of the Departments of Revenue in this Province, and to provide for the collection and protection thereof.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. Hill, by leave, presented a Petition from Nehemiah Marks, Esquire, and 46 others, Merchants and Inhabitants of Saint Stephen, in the County of Charlotte, praying for an alteration in the value of the Coins now established as a legal tender in the Province; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Connell,

The House went into Committee of the whole on a Bill to exempt the Members of the Fire Engine Company in the Parish of Woodstock, in the County of Carleton, from certain Parochial and County Duties.

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Freeze, by leave, presented a Petition from Frederick Beavon, William Lunn and 60 others, inhabitants of King's and Queen's Counties, praying that the grant in aid of a Courier between the Sussex Vale Post Office and the Washademoac River, passing through the Settlements on Mill Stream Mountain, Long Creek and Washademoac may be continued; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

Mr. Connell, a Member for the County of Carleton, applies for leave of absence, important business requiring his attendance at Woodstock.

Ordered, That the application be complied with, and that leave be granted him until Tuesday morning next.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 18th February, 1843.

Prayers.

On motion of Mr. Williston,

That the House do now resolve itself into Committee of the whole on a Bill to repeal an Act, intituled "An Act in addition to the Laws now in force for the protection of the Fisheries in the Counties of Northumberland, Kent and Gloucester."

To which Mr. Partelow moved an amendment—

To expunge the word "now," and substitute the words "this day three months."

And upon the question, it was carried in the affirmative, and the further consideration of the Bill accordingly postponed for three months.

Mr. Scoullar, by leave, presented a Petition from John Hazen and Charles Hazen, of Burton, in the County of Sunbury, Executors to the Estate of the late Priscilla Hazen, deceased, praying compensation for damage sustained by reason of the great length of time the land belonging to the Estate was used and occupied in making the Approach to the Bridge over the Oromocto; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Williston, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 16th instant, praying that His Excellency would be pleased to direct to be laid before the House, various Accounts and Returns in reference to King's College, reported, that they had attended thereto, and that His Excellency was pleased to say, he would have much pleasure in complying with the wishes of the House.

Mr. Freeze, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, praying that no new survey of ungranted Crown Lands may be made until this House shall have examined into and reported upon the several surveys made during the past year, and the expenses incurred therefor, reported, that they had attended thereto, and that His Excellency was pleased to say, he would reply thereto by Message.

Mr. End moved for leave to bring in a Bill to extend the Gaol Limits of the County of Gloucester.

Leave granted.

The House adjourned until Monday morning next at 10 o'clock.

Monday, 20th February, 1843.

Prayers.

Read a third time as engrossed,

A Bill to provide for the repair of Streets and Highways in Fredericton.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to provide for the greater safety of Passengers on board Steam Boats.

Resolved, That the Bill do pass.

Ordered, That Mr. Jordan take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to repeal an Act, intituled "An Act relating to the Market in Fredericton," and to make other provisions relating thereto.

Resolved, That the Bill do pass.

Ordered, That Mr. Taylor take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to exempt the Members of the Fire Engine Company in the Parish of Woodstock, in the County of Carleton, from certain Parochial and County Duties.

Resolved, That the Bill do pass.

Ordered, That Mr. Taylor also take this Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to abolish Imprisonment for Debt for sums under Five Pounds.

When Mr. Fisher moved the following amendment, as a Fourth Section to the Bill, to be added thereto by way of Ryder, viz:—

"IV. And be it enacted, That this Act shall not come into operation, or be in force, until the first day of August in the year of our Lord one thousand eight hundred and forty three."

This amendment having had three several readings, and the question being severally taken thereon, it was agreed to by the House. The

The question was then taken upon the final passing of the Bill, when the House divided—

YEAS, 15.

NAYS, 10.

And so it was carried in the affirmative.

Resolved, thereupon, That the Bill, with the Ryder, do pass, and that the Title be—
A Bill to abolish Imprisonment for Debt for sums under Five Pounds in certain cases.

Ordered, That Mr. Brown take the said Bill to the Council and desire their concurrence thereto.

Mr. Williston, by leave, presented a Petition from William O'Brien, a resident at Renous River, in the County of Northumberland; praying compensation for ferrying the Mails over that River; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

Mr. Brown, by leave, presented a Petition from the Justices of the Peace for the County of Charlotte, praying aid to enable them to pay off the Debts due from the said County; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Gilbert, by leave, presented a Petition from Charles Pearce, an old Soldier, praying that a grant may pass to him in consideration of his long services, to enable him to make purchase of a tract of Crown Land; which he read.

And upon the question, that the said Petition be received and referred to the Committee appointed on the 4th instant to take into consideration a Petition of Thomas E. Perley, praying relief in consequence of loss sustained on Land purchase, the House divided—

YEAS, 9.

NAYS, 10.

Whereupon it was decided in the negative.

Mr. Botsford, by leave, presented a Petition from Alexander Wright, Asa Willard and James Buchannan, of Salisbury, in the County of Westmorland, Merchants, praying to be reimbursed double Duties paid on Foreign Flour imported from Nova Scotia during the past year; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Partelow, from the Select Committee appointed on the 16th instant to take under consideration various Accounts connected with the Queen's Casual Revenue, submitted a Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Select Committee to whom were referred the several Accounts and Documents relating to the Receipts and Expenditure of the Queen's Casual Revenue, including the Accounts of the Crown Land Office, the Civil List, and other disbursements on account of that Revenue, laid before the House by order of His Excellency the Lieutenant Governor on the 13th instant, having attended to the duty devolved upon them, submit the following Report:

"No. 1. Is an account of Salaries of the Clerks and others on the Ordinary and Extra Indoor Establishment of the Crown Land Office for the year 1842, and presents the following Persons at the Salaries opposite their names:—

Robert Gowan, Accountant,.....	£250.	0	0
W. B. Phair, Junior, Assistant ditto,.....	60	0	0
Andrew Inches, Draftsman,.....	250	0	0
Anthony Lockwood, Junior, Assistant ditto,.....	150	0	0
Timothy O'Connor, ditto ditto,.....	180	0	0
John Wilkinson, Compiler,.....	220	0	0
John Grant, ditto,.....	220	0	0
Jacob Ellegood, Clerk,.....	55	0	0
Thomas Sweade, Messenger,.....	50	0	0

£1,435 0 0

" This

“This amount, in the opinion of your Committee, is entirely too large, and may be reduced by dispensing with the services of some of the Officers charged thereon;—and the Committee therefore recommend that an Address should be presented to His Excellency the Lieutenant Governor, praying an immediate enquiry into the practicability of effecting such reduction.

“No. 2. Is an Abstract of the Receipts and Expenditure of the Casual and Territorial Revenues of the Province for the year 1842, as follows:—

Balance in favor of the Revenue on the 31st Dec. 1841,.....	£2,480	19	9
Gross proceeds of Tonnage on Timber and Lumber cut on			
Crown Lands,.....	6,631	16	4
Gross proceeds of Land sold and leased,.....	2,165	1	10
Contingencies collected at the Secretary's Office,.....	304	8	4
Ditto collected at the Crown Land Office,.....	289	17	5
Fines in Courts of Law,.....	13	0	0
Total,.....	£11,885	3	8

“Against which are charged the following items of Expenditure; for

Sundry Surveys and Inspections,.....	£1,740	16	3
Paid Provincial Treasurer,.....	4,500	0	0
Stationery for Crown Land Office,.....	94	1	11
Sundry Contingent Expenses of ditto,.....	35	14	5
Jacob Allan's Salary and Expenses of Office, ..	383	14	10
Seizing Officers dues,.....	163	2	6
Fuel for Crown Land Office,.....	22	2	9
Printing for ditto,.....	280	19	9
Office of Audit Contingencies,.....	52	13	8
Returned for Land not vacant,.....	85	5	0
Travelling Expenses Executive Council,.....	231	0	0
Indoor Establishment and Extra Clerk Hire,			
Crown Land Office,.....	1,435	0	0
Receiver General's Contingencies,.....	24	4	1
John Grant, Expenses of himself and Staff			
while employed in Bay Verte Canal Survey,	220	0	0
Doctor Gesner, advance on account of Survey			
Tobique River and Valley,.....	75	0	0
John Wilkinson, disbursements while exploring			
certain parts Boundary Line,.....	95	0	0
Doctor Gesner, towards exploring Mechanics'			
Settlement,.....	75	0	0
Attorney General's allowance for Stationery,....	10	0	0
Costs in Law,.....	16	4	6
James Biggs, attendance on Executive Council			
three years,.....	20	0	0
Deposits on Land returned,.....	24	15	0
Surveyor General, Postage,.....	134	19	11
		9,719	14 7
Balance in favor of the Revenue,.....	£2,165	9	1

“The Receiver General has, however, paid out of this Balance, £930 0 7, Special Warrants drawn on this Fund by His Excellency; the particulars follow the Report on this Account, and the balance of £2,165 9 1 is thereby reduced as Cash in the Receiver General's hands to £1,235 8 6. The amount received on account of old Balances due on Lands is only £142 12 9. ‘The Fines credited in Courts of Law,’ appear to have been remitted by the High Sheriff of Saint John. No other Sheriff has made any remittances, but your Committee have no information whether Fines have been received in any other County.

“Your

" Your Committee observe, among other objectionable charges contained in Account No. 2, the following, to which they call the attention of the House, and respecting which, enquiry should be made :—

Paid John Grant for expenses of himself and staff while employed in the Bay Verte Canal Survey,.....	£220	0	0
John Wilkinson, while exploring certain parts of the Boundary Line,.....	95	0	0
Jacob Allan, Clerk Hire and other Expenses of his Office to 30th September, 1841,.....	£57	5	1
Jacob Allan, Clerk Hire and Boatmen from 1st May to 30th September, 1842,.....	76	9	9—133 14 10
Attorney General, for Stationery,.....	10	0	0
Doctor Gesner, advanced to him per authority on file, (towards Surveying Tobique River and Valley,).....	75	0	0
	£533	14	10

" It will be observed, with reference to the amounts paid as above to Messrs. Grant and Wilkinson, (£315) that by Account No. 1, both these Officers received their full annual Salaries for services in the Crown Land Department, amounting to £440.

" That Jacob Allan has received his Salary in full to the amount of £250, independently of the above amount of £133 14 10; and that the amount advanced Doctor Gesner, £75, must have been connected with a Topographical and Geological Survey, not authorized by the Legislature, and not for any Survey of vacant Crown Lands.

" The Committee have also to observe, that besides the Indoor Expenses for Officers and Clerks in the Crown Land Department, amounting to £1,435, as particularised in Account No. 1, £426 18 10 have been expended in Stationery, Printing and other expenses of that Department for the past year, making in all £1,861 18 10.

" No. 3. Is a 'Schedule of Warrants drawn on the Casual Revenue for Postage and other Contingencies, " to be refunded." "

" This Account is of a new character; amounts to £930 0 7, and includes £517 4s. 10d. for His Excellency's Postage; £238 18 2 for the Provincial Secretary's Postage; £18 15 1 Adjutant General's Postage; £2 18 9 Emigrant Agent's Postage.

" One item of £105 in this Account, 'paid to the Provincial Secretary for Stationery and Fuel for the past year,' appears to the Committee of a most objectionable character; the more especially as the same claim was rejected by the Assembly during the last Session of the Legislature.

" Such an expenditure should receive the marked disapprobation of the Assembly.

" The Committee cannot understand the term 'to be refunded,' at the head of this Account. They know not what source is alluded to whence the amount is to be refunded, unless from the Treasury, by a Legislative Grant; which would be taking from one pocket to put into the other.

" The Committee will not stop to enquire into the correctness of the several items charged in this Account, but at once unanimously condemn the practice of thus drawing the Public money, by Warrant, without the previous sanction of the Legislature.

" No. 4. Is the Account of the Civil List, as also of the distribution of the Surplus for the same period.

" The gross amount to debit on account of Civil List, is £12,852 18s., leaving a Surplus for the year of £1,647 2s.

" The Account against the Surplus Fund contains the following items:—

F. P. Robinson, Auditing Provincial Accounts,.....	£166	13	5
F. P. Robinson, Clerk hire,.....	186	10	0
Hon. T. Baillie, on account Quarter moiety of Salary,.....	60	0	0
Hon. J. S. Saunders, for services while acting Surveyor General,.....	200	0	0
	£613	3	5

“The following credits appear in this Account:—

1842.—1st January.	Balance in hand,.....	£4,094	2	0
1843.—1st January.	Surplus this date,.....	1,647	2	0
		<u>£5,741</u>	<u>4</u>	<u>0</u>

Leaving a balance to credit of this Fund on 1st January last, of £5,128 0 7

“The sums here allowed to the Auditor, together with the charge for ‘Contingencies of Office,’ in Account No. 2, with the fixed Salary, makes in all for that Office during the past year, £752 0 1; a sum far more than is necessary for the efficient performance of all the duties of that Office during the same period.

“The amount of £200 charged in this Account as paid to Hon. J. S. Saunders, ‘for services while acting Surveyor General,’ appears to the Committee to be in addition to the regular Salary of that Officer during his tenure of Office.

“The Committee cannot find any justification for such an allowance, in the face of the reiterated opinions and recommendations of the House of Assembly as to the Salary of the successor to the Hon. T. Baillie.

“In conclusion, the Committee cannot forbear expressing in strong terms, their great surprise, that while the general circumstances of the Province, during a season of unparalleled depression, called loudly for the strictest economy in every Department of the Public Service, a system of expenditure, which may be truly designated as extravagant, has been pursued by the Executive Department.

“The Civil List Act, in express terms, authorizes the ‘Lieutenant Governor, by and with the advice of the Executive Council, to expend such sum of money as they may from time to time deem necessary and requisite for the *prudent management, protection and collection of the said Revenue*,’ and the Committee are therefore of opinion, that all monies expended, under this authority, should be strictly confined within the construction of the Act, which has not been the case with respect to many of the items above enumerated.

“While the Assembly, in the discharge of their unusually important duties, should endeavour to carry a wholesome and prudent retrenchment into every Department of the Public Service under their immediate controul, the Committee hope that the opinions of the House, as to the management of the Crown Land Department, may have such an influence upon the Executive, as to secure an immediate retrenchment to the fullest extent, consistent with the efficient and satisfactory discharge of the Public duties connected therewith.

“Respectfully submitted.

“J. R. PARTELOW,
JAMES BROWN,
R. L. HAZEN,
D. HANINGTON,
L. A. WILMOT.

“Committee Room, February 20, 1843.”

Ordered, That the Report be accepted; and

On motion of Mr. Partelow; further

Ordered, That the said Committee be continued, in order that they may make further Report upon the matters referred to their consideration.

On motion of Mr. Barberie,

Whereas in the matter of the contested Election for the County of Northumberland, upon the Petition of John A. Street, Esquire, and others, complaining of the undue election and return of John T. Williston, Esquire, both parties have filed their Lists of objectionable votes,—

Ordered, That the Clerk be authorized to furnish to either or any of the parties, upon their applying therefor, certified copies of such Lists and other papers filed and connected therewith, upon payment of the fees thereon.

Mr. Thomson, by leave, presented a Petition from Justus Wetmore and Hugh M'Callum, Overseers of the Poor for the Parish of Saint George, in the County of Charlotte,

Charlotte, praying to be reimbursed advances made during the past year for the relief of distressed Emigrants; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 1st instant to take Petitions of a like prayer under their consideration, to report thereon.

Mr. Boyd, by leave, presented a Petition from William Kerr, Thomas Turner and John M'Kean, Trustees of the Estate of the late James Rait, deceased, setting forth certain transactions had by the said James Rait in his life time with the Crown Land Department, relative to the purchase and lease of Crown Lands, and that an Extent has issued against the property of the said Estate for the recovery of an illegal debt due to the Crown, and praying, for the reasons set forth in the said Petition, an investigation into the accounts connected with those transactions, and that the said Estate may be relieved from the operation of the Extent; and he having read the said Petition—

Ordered, That it be received and lie on the Table; and

On motion of Mr. Boyd; further

Ordered, That the said Petition, as well the Accounts and Documents accompanying it, be referred to the Committee on Public Accounts to report thereon.

Mr. End, pursuant to leave granted, brought in a Bill to authorize the extension of the Gaol Limits in the County of Gloucester; which was read a first time.

On motion of Mr. Partelow,

The House went into Committee of the whole in further consideration of the several Documents communicated to the House on the 14th instant, relative to the reinstatement of the Honorable Thomas Baillie, in the office of Surveyor General.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the subject again under their consideration had made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 21st February, 1843.

Prayers.

Read a second time—

A Bill to authorize the extension of the Gaol Limits in the County of Gloucester.

The Honorable Mr. Simonds, by leave, presented a Petition from Daniel Sullivan, praying that a grant may pass for the payment of a balance due him from the Commissioners of the House of Correction for the County of Saint John, for his services as under Keeper to that Establishment; which he read.

Ordered, That the said Petition be received and lie on the Table; and

On motion of the Honorable Mr. Simonds,

Resolved, That the said Petition be referred to a Select Committee to report thereon.

Ordered, That the Honorable Mr. Simonds, Mr. Wilmot and Mr. Barberie do compose the Committee.

The Honorable Mr. Speaker laid before the House—

Copy of a Communication from the Committee of the Board of Commissioners for the Provincial Penitentiary, in reference to the Rules for the management of the Establishment; as also

Copy of the additional Rules prepared by that Committee, and approved of by His Excellency the Lieutenant Governor in Council.

The Honorable Mr. Speaker also laid before the House—

Report of the proceedings of the Charlotte County Agricultural Society for the year 1842.

[See Appendix.]

Mr.

Mr. Boyd, by leave, presented a Petition from James W. Chandler, Peter Smith, Thomas Barry, Thomas Sime and John Parkinson, Commissioners of the Alms House for Saint Andrews, and Overseers of the Poor for the Parish of Saint Andrews, setting forth, that in addition to the claims already submitted to the House for relief afforded to Emigrants, there are others remaining chargeable which are not set out in their former Petition, and praying further aid toward the support of those set forth in the present application; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 1st instant, to take Petitions of a like prayer under consideration, to report thereon.

Mr. Partelow, pursuant to leave granted, brought in a Bill for establishing a Tender in all payments to be made in this Province, and for repealing all the Acts now in force relating to the same; which was read a first time.

Mr. Scoullar, by leave, presented a Petition from Stephen Peabody, Jeremiah Tracy, Senior, Thomas Hartt and 85 others, inhabitants of the County of Sunbury, praying for a reduction of the duty imposed on Timber and Logs cut on Crown Lands, and also that the duties may be collected at the Ports of Shipment; which he read.

Ordered, That the said Petition be received and lie on the Table.

The Honorable Mr. Simonds, from the Committee of Trade, submitted a Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows, viz:—

"The Committee, to whom were referred all matters which in any way may affect the Trade of the Province, have had under consideration a proposition for a Duty on the exportation of Timber and other Lumber, in lieu of the present mode of exacting a Stumpage Duty from the persons employed in the Forests in making Timber and supplying Logs, &c., and beg leave to report:

"That, in their opinions, it would be highly advantageous to the Staple Trade of the Province, to substitute a small Duty upon the exportation of Timber and all other descriptions of Lumber in lieu of the present Stumpage Duty; and for the purpose of giving effect to those opinions, they beg leave to report a Bill to alter the mode of levying the duty upon Timber and other Lumber.

"CHAS. SIMONDS, *Chairman*.

"Committee Room, 21st February, 1843."

Ordered, That the report be accepted.

The Bill, as reported by the Committee, under the title of—"A Bill to restrain the operation of the Fifth Section of an Act, intituled 'An Act for the support of the Civil Government of this Province, and also to regulate the manner of levying the Duty upon Timber, Masts, Spars and other descriptions of Lumber,'" was then handed in at the Clerk's Table, and read a first time.

Mr. Scoullar, by leave, presented a Petition from John M. Wilmot, John Peabody, Charles Hazen, John Hazen and Henry T. Partelow, Esquires, together with 81 others, inhabitants of the County of Sunbury, praying that an Act may pass for the modification of the Charter of King's College; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. S. Earle, by leave, presented a Petition from John C. Vail, Proprietor of a Stage Line running between Saint John and Dorchester, praying for a continuation of the grant in aid thereof; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

Mr. Taylor, by leave, presented a Petition from Christopher C. Bradbury, praying to be relieved from Prosecutions instituted at the Suit of the Crown for the recovery of a balance due from him on account of certain purchases of Crown Lands; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 4th instant, to take into consideration a Petition from Thomas E. Perley, for relief in consequence of loss sustained on land purchase, to report thereon.

Mr.

Mr. Boyd, by leave, presented a Petition from Schuyler P. Frink, of the Parish of Saint Stephen, in the County of Charlotte, setting forth, that in the year 1835, he had purchased a large tract of land from the Crown, and paid the first instalment thereon, and praying that he may receive consideration either in money or land, equal to the amount so paid on the purchase; which he read.

Ordered, That the said Petition be received and referred to the same Committee to report thereon.

Mr. Brown, by leave, presented a Petition from Josephus Moore, of the Parish of Saint David, in the County of Charlotte, setting forth, that in the year 1835, he had made purchase of a large tract of land from the Crown, and paid part of the purchase money thereon, and that on failing to pay the remaining part thereof, the amount paid became forfeited, and praying that he may receive consideration for the sum so paid, in land or otherwise; which he read.

Ordered, That the said Petition be received and referred to the same Committee to report thereon.

Mr. Rankin, by leave, presented a Petition from Michael Samuel, of Chatham, in the County of Northumberland, praying for a return of Duties paid on Tea imported into the Province by the way of Prince Edward Island, during the past year; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Scoullar, by leave, presented a Petition from Bryan M'Quade, praying for a free grant of land in consideration of his services and expenses incurred in exploring land for a new settlement; which he read.

And upon the question, that the said Petition be received and lie on the Table, it was decided in the negative.

Mr. Jordan, by leave, presented a Petition from William Folyard, praying compensation for teaching a School in the Parish of Saint John, in the County of Saint John, for a period of one year and four months ending on the 1st day of January last; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Connell, by leave, presented a Petition from Catharine M'Donald, of Woodstock, in the County of Carleton, Widow of Hugh M'Donald, an old Soldier of the Revolutionary War, praying that the allowance under the Act may be granted to her for the year 1840; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

On motion of Mr. End,

Resolved, That, pending negotiation on the subject, this House, considering the distribution of the Journals to be an object of great public importance as conducive to general information, will make provision for the Postage exacted on the same for the present Session.

On motion of Mr. End,

The House went into Committee of the whole in further consideration of the various Documents laid before the House, in reference to the reinstatement of the Honorable Thomas Baillie in the Office of Surveyor General.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, the following Resolution was moved, viz:—

Resolved, As the opinion of this Committee, that the allowance of a retiring pension to the Honorable Thomas Baillie cannot be justified on any principle of sound policy, and still less by any claim which that Gentleman has on the favorable consideration of the Assembly, as faithful guardians of the public interests."

To which an amendment was moved—To expunge the whole of the foregoing Resolution, after the words "opinion of this Committee," and substitute the following:

A*

"That

"That in the present state of the Finances of this Province, a retiring pension to any Public Officer in the Province cannot be justified on principles of sound policy or justice."

An amendment was then proposed to the said amendment—To expunge the whole thereof, as well as the original Resolution, and substitute the following :—

"Whereas it appears that the resignation of the Honorable Thomas Baillie of the office of Surveyor General was upon the condition, assented to by the then Administrator of the Government, that he should receive a retired allowance from the Civil List Fund ; And whereas, by the reduced salary of the successor in the office of Surveyor General, such retired allowance would not increase the sums charged on the said Fund ;

Resolved, That it is the opinion of this Committee, that whilst the House should condemn the principle of granting retired allowances to Public Officers in the prime of life, yet, for the single purpose of settling this vexed subject, the retired allowance, pledged to Mr. Baillie, by Sir John Harvey, should be made to him out of the Civil List Fund ; such allowance to form no precedent in any other case."

The question being taken upon the last proposed amendment, the Committee divided as follows :—

YEAS.

Mr. Wilmot,
Allen,
Fisher,
Connell,
Taylor,
Rankin.

NAYS.

The Hon. Mr. Speaker,
Mr. Barberie,
Stewart,
Alexandre,
Smith,
End,
Hanington,
Partelow,
Williston,
Jordan,
Scoullar,
Hazen,
Burns,
Barker,
Payne,
Palmer,
Freeze,
S. Earle,
J. Earle,
Wark,
Thomson,
Brown,
Boyd,
Hill,
Botsford.

Whereupon it was decided in the negative.

The question was then taken upon the amendment first proposed, and it was also decided in the negative.

And the question being then put upon the original Resolution, it was likewise decided in the negative.

The following Resolution was then moved :—

Resolved, As the opinion of this Committee, that they can see nothing in the case of the Honorable Thomas Baillie, which would justify them in recommending to Her Majesty's Government to grant him a retired allowance for his life."

And upon the question being taken upon this Resolution, it was carried in the affirmative.

The Committee then proceeding in the further consideration of the matter submitted to them, the following Resolution was moved :—

Resolved, As the opinion of this Committee, That the re-appointment of the Honorable Thomas Baillie to the office of Surveyor General is not consistent with a right and satisfactory administration of that Department."

To

To this an amendment was proposed—To expunge the whole of the original Resolution, after the word "*Resolved*," and substitute the following :—

"That in the hope of a reduction of all the Salaries charged upon the Civil List, it is inexpedient to pass any Resolution on the subject of the Salary at present enjoyed by the Honorable Thomas Baillie."

To which amendment an amendment was proposed—To expunge the whole thereof, as well as the original Resolution, and substitute the following :—

"*Resolved*, That this Committee are not called upon, at present, to pass any opinion on the re-appointment of the Honorable Thomas Baillie to the office of Surveyor General."

The question being taken upon the last proposed amendment, it was carried in the affirmative.

Ordered, That the Report be accepted and the two Resolutions, as concurred in by the Committee, adopted by the House.

Mr. Partelow, by leave, presented a Petition from James Kirk, of the City of Saint John, Merchant, praying to be reimbursed the amount of Duties on Rum destroyed in the Public Ware House at that place in November, 1841 ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Rankin, by leave, presented a Petition from Peter Morrison and James Hierlihy, Esquires, together with Alexander Loggie, Senior, William Loggie, Senior, and 110 others, inhabitants of the County of Northumberland, praying that no Act may pass to alter the Laws regulating the Fisheries in that County ; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. End,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid before this House a statement of the Warrants drawn upon the Honorable the Receiver General since the thirty first day of December last ; the amount of such Warrants respectively ; the names of the persons to whom the same were payable, and the services to remunerate which they had been drawn.

Ordered, That Mr. End, Mr. J. Earle and Mr. Boyd be a Committee to wait upon His Excellency with the Address.

Mr. Hill, by leave, presented a Petition from John T. Williston, Esquire, a Member for the County of Northumberland, praying that the time appointed for taking into consideration the Petition of John Ambrose Street, Esquire, and others, complaining of the undue election and return of the said John T. Williston, Esquire, as a Member for the said County, may be enlarged to the 24th day of February instant ; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Hill,

Ordered, That the time for going into consideration of the several matters set forth in the Petition of John Ambrose Street, Esquire, and others, complaining of the undue election and return of John T. Williston, Esquire, as a Member for the County of Northumberland, and which was ordered for Thursday the 23d day of February instant, be enlarged to Friday the 24th instant, when the House will, at twelve o'clock at noon on that day, proceed to take the same into consideration.

Upon the question for adopting this order, it was decided in the negative.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 22d February, 1843.

Prayers.

Read a second time—

A Bill for establishing a Tender in all payments to be made in this Province, and for repealing all the Acts now in force relating to the same : and

A Bill to restrain the operation of the Fifth Section of an Act, intituled "An Act for the support of the Civil Government of this Province," and also to regulate the manner of levying the Duty upon Timber, Masts, Spars, and other descriptions of Lumber; and

On motion of Mr. End,

Ordered, That one hundred copies of the Bill last named, be printed for the use of the Legislature.

Mr. Williston, by leave, presented a Petition from Elizabeth Williams, praying compensation for teaching a School at Chatham, in the County of Northumberland, for a period of four months during the past year; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

On motion of Mr. Payne,

The House went into Committee of the whole on a Bill to provide for the management and support of a Temporary Provincial Lunatic Asylum, established at Saint John.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the report be accepted and leave granted.

Mr. Allen, by leave, presented a Petition from Joseph Gaynor, Asa Coy, Thomas R. Robertson, Esquires, together with 150 others, Freeholders and Inhabitants of Fredericton, in the County of York, praying that no effect may be given to a proposed exchange of their Town lands and privileges for lands held by the Ordnance Department, based on former proceedings, unless to a limited extent; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Partelow, by leave, presented a Petition from William Scovil, Noah Disbrow, Charles Ward, Henry Gilbert, George Bond, and 289 Merchants, Traders, Manufacturers and other inhabitants of the City and County of Saint John, praying protection to their various interests in the regulation and adjustment of any new Scale of Duties on Imports into the Province; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. End, by leave, presented a Petition from Joseph Read, Esquire, Chairman of the late Board of Health for the County of Gloucester, praying that a grant may pass to indemnify the Members of that Board for certain expenses incurred in that capacity; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, the House divided—

YEAS, 10.

NAYS, 18.

Whereupon it was decided in the negative.

A Message from the Legislative Council.

Mr. Peters, Master in Chancery, informed the House, that the Council had agreed to the following Bills, viz :—

The Bill to repeal so much of an Act, made and passed in the ninth year of the Reign of His Majesty, George the Fourth, intituled "An Act to lay a Tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews," as relates to the owners of Dogs residing on the Commons and Glebe in the Parish of Saint Andrews:

The Bill to authorize the Justices of the Peace for the County of York to regulate the Assize of Bread in the Town of Fredericton:

The Bill to authorize the Justices of the Peace for the County of York to levy an assessment to pay off the County Debt: and

The Bill to authorize the Justices of the Peace for the County of Sunbury to levy an assessment on certain Parishes within said County;

Without making any amendment thereto.

And

And he further informed the House, that the Council had agreed to
The Bill to amend the Act to regulate proceedings before Justices of the Peace in Civil Suits,

With an amendment, to which they desire the concurrence of the Assembly.

On motion of Mr. Smith,

The House proceeded to take into consideration the amendment made by the Council to

The Bill to amend the Act to regulate proceedings before Justices of the Peace in Civil Suits.

The amendment being read, is as follows:—

At A expunge the remainder of the Section, and insert the words—

“That so much of the said recited Act as provides that no Execution shall be issued by a Justice after the expiration of one year from the time of rendering Judgment be repealed; provided always, that no Execution shall issue after the expiration of three years from the time of rendering any such Judgment.”

The question being taken thereon—

Resolved, That the House do concur therein.

Ordered, That Mr. Smith return the Bill, with the amendment, to the Council, and acquaint them therewith.

Mr. Hazen, by leave, presented a Petition from the Reverend William T. Wishart, the Reverend Alexander M'Leod Stavelly, and 107 others, of the City and County of Saint John, praying for a modification of the Charter of King's College; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Hill, by leave, presented a Petition from James Gillis and John Grimmer, of the Parish of Saint Stephen, in the County of Charlotte, praying to be refunded a sum paid under the Act to provide for a regular supply of Seamen for new Ships, the said Act having been disallowed by Her Majesty; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, it was decided in the negative.

Mr. End moved for leave to bring in a Bill relating to Elections in the County of Gloucester.

And upon the question for granting leave, the House divided—

YEAS, 14.

NAYS, 10.

And it was thereupon carried in the affirmative, and leave to introduce the Bill granted.

Mr. Payne, by leave, presented a Petition from James Clark, John Clark, Junior, Hugh Crithers and 14 others, Bakers, of the City of Saint John, praying that a Duty may be imposed on Foreign manufactured Bread; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Payne, by leave, presented a Petition from Everitt, Camber and Wood, Harris and Allan, Thomas Barlow and Company, and Smith and Jones, Proprietors of Iron Foundries in the City of Saint John, praying for measures to be adopted that will afford protection in carrying on their several manufacturing Establishments, and for adjusting a new Scale of Duties on Imports; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Hazen, by leave, presented a Petition from Stephen Wiggins, of the City of Saint John, Merchant, praying that a grant may pass to reimburse expenses incurred in the year 1840, in the importation of Seamen under the provisions of the Act to provide for a regular supply of Seamen for new Ships, the said Act having been subsequently disallowed by Her Majesty; which he read.

And upon the question, that the said Petition be received and referred to the Committee of Supply, it was decided in the negative.

Mr. Brown, by leave, presented a Petition from the Honorable James Allanshaw, of Saint Andrews, in the County of Charlotte, praying to be reimbursed a sum paid under the Act for a regular supply of Seamen for new Ships, the said Act having been disallowed by Her Majesty; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, it was decided in the negative.

Mr. Rankin, by leave, presented a Petition from William Morrison, of the Parish of Alnwick, in the County of Northumberland, praying further remuneration for his services as a Courier between Miramichi and Pokemouche, for the year ending in April, 1842; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

On motion of Mr. Brown,

Whereas it is expedient to limit the annual expenditure to the probable amount of Revenue, and also to devise means for making the annual Revenue adequate to the necessary expenditure; therefore

Resolved, That a statement of the Finances of the Province should be made up before the opening of the annual Session of the Legislature, under the direction of His Excellency the Lieutenant Governor or other person administering the Government, and laid before the House; and that the amount of money granted in Supply during such Session, with other sums payable by existing Laws, should not exceed the estimated available amount of Revenue set forth in such Financial statement.

To which Mr. Partelow moved as an amendment—To expunge the whole of the Resolution, as well as the Preamble thereto, and substitute the following:—

Resolved, That the House do on Monday next go into Committee of the whole on the state of the Province.

And the question being taken upon the amendment, it was carried in the affirmative.

Mr. Williston, by leave, presented a Petition from Michael Furlong, praying compensation for teaching a School in the Parish of Chatham, in the County of Northumberland, for a period of one year and three months ending on the 31st day of December, 1841; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Scoullar, by leave, presented a Petition from James Canny and 30 others, setting forth, that they had formed themselves into an Association and obtained Land for Settlement in the rear of the Maugerville Grant, and praying that a sum may be granted towards the opening a new Road thereto; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, the House divided—

YEAS, 5.

NAYS, 17.

Whereupon it was decided in the negative.

Mr. Hazen, by leave, presented a Petition from William H. Scovil, of the City of Saint John, Merchant, praying that no Duty may be imposed upon Plate Iron imported from the Mother Country, and that an additional Duty may be put upon Cut Nails; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Freeze, by leave, presented a Petition from John Brittain and William M'Leod, Esquires, together with 250 others, inhabitants of King's County, praying protection as well to the Domestic Manufacturing and Agricultural, as other leading interests of the Province; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Connell, by leave, presented a Petition from Stephen Tracey, Robert Hay, Adam B. Sharp and 11 others, of the County of Carleton, praying that an Act may pass authorizing the establishment of a Boom with Piers on the River Saint John, between

between Burgoyne's and Spring Hill, in the County of York, for the protection of Timber passing down the said River; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. S. Earle, by leave, presented a Petition from Mary Fullerton, praying compensation for teaching a School in the Parish of Norton, in King's County, for a period of six months ending in August, 1842; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Thomson, by leave, presented a Petition from William Fruing and Company, of Shippegan, in the County of Gloucester, Merchants, praying to be refunded Duties paid by them on certain articles imported for the use of the Deep Sea Fisheries; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Barberie, by leave, presented a Petition from Dugald Stewart and Joseph Hunter, Overseers of the Poor for the Parish of Dalhousie, in the County of Restigouche, praying that a grant may pass to reimburse advances made towards the relief and support of sick, disabled and transient Emigrants during the past year; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 1st instant, to take Petitions of a like prayer under consideration, to report thereon.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 23d February, 1843.

Prayers.

Mr. Partelow, by leave, presented a Petition from Abraham Gesner, praying compensation for services performed in making a Topographical and Geological Survey of a part of the Province; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. End,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency may direct to be laid before this House, at an early day, copies of any Communications which may have been received by the Post Master in Fredericton from the Deputy Post Master General in Halifax, Nova Scotia, relative to the Postage exacted on the transmission of the Journals of the Legislature of this Province, and which have prevented the distribution of those Journals.

Ordered, That Mr. End, Mr. Hill and Mr. Connell be a Committee to wait upon His Excellency with the Address.

Mr. Burns, by leave, presented a Petition from John Kerr, Parks and Hegan, W. G. Lawton and 48 others, of the City of Saint John, Merchants, praying that no increased Duty be imposed on British Goods imported into the Province; and also that no reduction be made in the Duties now levied on Foreign Manufactures; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

On motion of Mr. Palmer,

Resolved, That a Select Committee be appointed to enquire into and report to this House upon any claims that may be made by the different Sheriffs, for holding the late Elections throughout the Province.

Ordered, That Mr. Palmer, Mr. Brown and Mr. Taylor do compose the said Committee.

Mr. Wilmot, by leave, presented a Petition from George Woods, of Fredericton, in the County of York, setting forth the action had by the late House, relative to matters in difference between the Agent for the New Brunswick Land Company and the
Petitioner

Petitioner, as regards a certain Lot of Land included in the Grant to the Company, and praying this House further to proceed thereon; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Perley, by leave, presented a Petition from John Glazier, Leonard R. Coombes, Francis Rice, Francis E. Beckwith and 95 others, praying that a grant may pass to remove certain obstructions in the Grand Falls of the River Saint John, in order to facilitate the passing of Timber and Lumber over the same; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. End, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of yesterday, requesting a Return of Warrants drawn on the Receiver General since the 31st day of December last, reported, that they had attended to that duty, and that His Excellency was pleased to say, that the information required should be furnished to the House.

Mr. Brown, by leave, presented a Petition from Aseneth Moore, praying compensation for teaching a School in the Parish of Saint David, in the County of Charlotte, for a period of six months ending in December, 1842; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. J. Earle, by leave, presented a Petition from John Pearson and 44 others, inhabitants of the English Settlement, in the Parish of Johnston, in Queen's County, praying that an exploration may be had on the Road leading from Long Creek to the said Settlement, before the present Line of Road between those places is abandoned; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Fisher moved for leave to bring in a Bill relating to the Sale of Crown Lands. Leave granted.

On motion of Mr. Gilbert,

Whereas it is desirable that the practicability of a better line for the Road between Long Creek and the English and Scotch Settlements in the Parish of Johnston, in Queen's County, should be ascertained; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to appoint one or more Commissioner or Commissioners to explore the said line of Road, and report thereon at the next Session of the General Assembly.

Ordered, That Mr. Gilbert, Mr. Wilmot and Mr. Freeze be a Committee to wait upon His Excellency with the Address.

Mr. Taylor, by leave, presented a Petition from Thomas Pickard, William D. Hartt, Benjamin Wolhaupter and 80 others, inhabitants of Fredericton, in the County of York, praying for a modification in the Charter of King's College; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Thomson, by leave, presented a Petition from Anna S. Armstrong, praying compensation for teaching a School at Saint George, in the County of Charlotte, for six months ending in July, 1842; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Perley, by leave, presented a Petition from Richard R. Ketchum, of Woodstock, in the County of Carleton, praying to be relieved from the payment of costs incurred in a prosecution instituted against him in the Court of Vice Admiralty, relative to certain Timber alleged to have been cut without authority, for the reasons set forth in the said Petition; which he read.

Ordered, That the said Petition be received and lie on the Table.

The Honorable Mr. Simonds, by leave, presented a Petition from the President and Directors of the Saint John Water Company, praying for relief in their present embarrassed situation; and further, that an Act may pass to facilitate the means of supplying the City of Saint John with Water; which he read.

Ordered, That the said Petition be received and lie on the Table.

The

The Honorable Mr. Simonds moved for leave to bring in a Bill to facilitate the means of supplying the City of Saint John with Water.

Leave granted.

The said Bill being brought in was read a first time.

It being the time appointed for taking into consideration the Petition of John Ambrose Street, Esquire, and others, complaining of the undue election and return of John T. Williston, Esquire, as a Member for the County of Northumberland, and praying that the several allegations as set out in the said Petition may be enquired of;—

The Sergeant at Arms was directed to call the Members to their places, and he being returned, the House was counted, when thirty Members were found to be in attendance.

Ordered, thereupon, that the parties be heard at the Bar.

Whereupon the Petitioners appeared by the Honorable George F. Street, as their Counsel, and William Carman, Esquire, appeared as Counsel on behalf of the sitting Member, and the doors being then locked—

The Orders of the Day for the hearing of the several matters set forth in the said Petition were read; and the drawing of the Committee, and appointment of the Nominees to try the matters, as set forth in the said Petition, were proceeded in and perfected, as is directed by the Act regulating controverted Elections and returns of Members to serve in the General Assembly.

The doors being then opened, the lists, as drawn, were delivered to the Counsel for the respective parties, with the Nominees added thereto; and the same being struck, a reduced list of the Members drawn, with the Nominees so added, was then handed in, when the following appeared as the Members of the Committee:—

John Earle,	} Esquires.
Daniel Hanington,	
James Boyd,	
Sylvester Z. Earle,	
William Hazen Botsford,	

Nominees:

Andrew Barberie, Esquire, for Petitioners;
George S. Hill, Esquire, for sitting Member;

who, being called to the Clerk's Table, were there duly sworn well and truly to try the several matters of the said Petition referred to them, and a true judgment give thereon according to the evidence.

The Counsel were then ordered to withdraw.

On motion of Mr. Hazen,

Ordered, That the Committee do forthwith meet in the Committee Room next the Library, and proceed in the investigation of the several matters alleged in the Petition; and that lists of the Committee sworn, together with copies of this Order, be delivered to the respective Counsel.

The Honorable Mr. Simonds, from the Committee appointed to take under consideration a Petition from Daniel Sullivan, which was presented to the House on the 21st instant, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee to whom was referred the Petition of Daniel Sullivan, praying that the balance due to him for services performed at the House of Correction in the County of Saint John, have taken the said Petition into consideration, and beg to report:

"That there appears to be a balance due to the Petitioner for services prior to the 19th September, 1842, of £63 10 3, which balance is certified by Robert Payne, Esquire, one of the Commissioners of the House of Correction, previous to its becoming a Provincial Establishment as a Penitentiary.

"This balance should have been paid to Daniel Sullivan by the late Commissioners, who employed him, and under whose directions his services were performed, but which they were unable to do, in consequence of having exhausted all the disposable funds in their hands.

"Since

"Since the House of Correction became a Provincial Establishment, the functions of the late Commissioners ceased, and other Commissioners for the Provincial Penitentiary have been appointed, who do not feel authorized to pay the balance due to Sullivan, and therefore he is without remedy, unless he receive a grant in Supply. The Committee conceive Sullivan's case to be an exceedingly hard one, and therefore recommend him to the favorable consideration of the Honorable House.

"Respectfully submitted.

"CHARLES SIMONDS, *Chairman.*

"*Committee Room, February 22d, 1843.*"

Ordered, That the Report be accepted; and

On motion of the Honorable Mr. Simonds; further

Ordered, That the said Report be referred to the Committee of Supply.

Mr. Taylor moved for leave to bring in a Bill relating to trespasses by Horses, Swine and Neat Cattle in the Parish of Fredericton.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Brown moved for leave to bring in a Bill to authorize the Justices of the Peace in the several Counties of this Province to make regulations for the Markets.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Partelow, by leave, presented a Petition from Thomas O. Miles, Esquire, late Supervisor of a part of the Road leading from Fredericton to the Bend of Petitcodiac, praying a Legislative grant for the amount due him; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill to amend the Charter of King's College.

Mr. Partelow in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. Hazen, by leave, presented a Petition from James B. Toldervy, praying that the House will grant him a Patent for the application of Electro Magnetic Power to Clocks and Time Pieces; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Hazen moved for leave to bring in a Bill to grant a Patent to James B. Toldervy for the application of Electro Magnetic power to Clocks and Time Pieces.

Leave granted.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Messages:—

"**New Brunswick.**

"*Message to the House of Assembly, 23d February, 1843.*

"W. M. G. COLEBROOKE, *Lt. Governor.*

"The Lieutenant Governor lays before the House some further observations of the Secretary of State relative to the Act to vacate the seats of Members of the Assembly in certain cases, in addition to the communication already made."

"W. M. G. C."

The Document accompanying this Message, being read at the Clerk's Table, is as follows:—

ACT VACATING SEATES OF MEMBERS.

EXTRACT OF A DESPATCH FROM LORD STANLEY RELATIVE TO THE ACT TO VACATE THE SEATS OF MEMBERS OF THE ASSEMBLY IN CERTAIN CASES.

Downing Street, 11th August, 1842.

We are entirely prepared to admit the propriety of seats in the Assembly being vacated, for the same reasons which would vacate seats in the House of Commons. There is therefore no difference of

of opinion as to the objection in view ; but it seems very doubtful whether the framers of this law have accurately expressed the intentions of the Legislature.

The Act vacates the seat of any Member of the House of Assembly, who shall accept the office of Executive Councillor ; but the office of Executive Councillor is not a place of profit or emolument. It is analagous to the office of a Privy Councillor, or rather of a member of the Cabinet Council, in this Country, and the acceptance of a place in the Privy Council, or the Cabinet, does not vacate a seat in the House of Commons. This act, as actually drawn, would therefore seem to establish a principle of great importance, as well as novelty—the principle, namely—that the Crown may not select its own confidential Advisers from amongst the Representatives of the people, unless the persons, so chosen, shall be willing to hazard a new election. How far it is wise to erect such a barrier between the Executive Government and the popular branch of the Legislature, would seem to be a question well meriting serious consideration.

“ New Brunswick.

“ Message to the House of Assembly, 23d February, 1843.

“ W. M. G. COLEBROOKE, Lt. Governor.

“The Lieutenant Governor lays before the House, copy of a Letter from the Solicitor General, with an account of Public Services performed by him, which he recommends to the favorable consideration of the House.”

“ W. M. G. C.”

The Letter from the Solicitor General, communicated by the foregoing Message, being read at the Clerk's Table, is as follows :—

CRIMINAL PROSECUTIONS.

Fredericton, 13th February, 1843.

MAY IT PLEASE YOUR EXCELLENCY,

I have the honor to transmit to Your Excellency my Account against the Province for costs in Criminal Prosecutions for the year 1842 in those Counties in the Province, for which Your Excellency was pleased specially to appoint me as the prosecuting officer, in accordance with the recommendation of the Judges ; and also in such cases in Saint John as I was called on to conduct. Your Excellency will perceive that my Account is accompanied by a bill of the costs in each case, taxed by the presiding Judge. The whole amount, as Your Excellency will perceive, to the sum of £107 2s. 8d., which, I presume, Your Excellency will submit to the House of Assembly, with a recommendation of a grant to cover the amount, unless Your Excellency has any other means of providing for the payment thereof.

I beg also to call Your Excellency's attention to the services I performed, previous to the commencement of the Session of 1842, under Your Excellency's express direction, in drafting, revising, and fair copying, four very long and special Bills to be submitted to the House, and for which Your Excellency desired me to make a proper charge, and to send it to you ; this I did not do at the time, and had the House have granted me last year the usual annual grant of £50, I should not have made any charge ; but as that grant was withheld, I now think it but right to make the charge, and as the House allowed Messieurs Kinnear and End, £30 for drawing a Bankrupt Law, which was not longer or more special than one of the four Bills I drew, I presume £50 for the four will not be considered an unreasonable charge, as Your Excellency is well aware of the trouble I had in the matter.

I have the honor to be, with great respect,

Your Excellency's most obedient and very humble servant,

GEO. FRED. STREET.

To His Excellency Sir William Macbean George Colebrooke, K. H. &c. &c. &c.

“ New Brunswick.

“ Message to the House of Assembly, 23d February, 1843.

“ W. M. G. COLEBROOKE, Lt. Governor.

“The Lieutenant Governor informs the House, in answer to their Address of the 17th instant, that no new Surveys will be ordered until the House shall have had an opportunity of enquiring into the several Surveys already made, excepting such as have already been applied for by persons who are desirous of immediate settlement, the expenses of which will be by them reimbursed.”

“ W. M. G. C.”

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House—

Copies of various Documents received from the Right Honorable the Secretary of State, relative to the amendment of the Charter of King's College ; as also

Accounts

Accounts of Income and Expenditure of the College for the past year, together with other Returns connected with the Establishment.

The same being communicated under an Address to His Excellency of the 16th instant.

The copies of the Documents communicated, being read at the Clerk's Table, are as follow :—

KING'S COLLEGE.

EXTRACT OF A DESPATCH FROM LORD JOHN RUSSELL.

16th May, 1841.

It is a principle of undoubted validity, that a grant of Franchises by the Crown is irrevocable and unalterable by a further exercise of the Royal Authority, unless the power of revocation and change be embodied and reserved in the original grant, or unless the grantees make a voluntary surrender of their Franchises.

As the existing Charter contains no such power of revocation or amendment, and as that instrument has not been surrendered, I consider that the first and proper step is a surrender of the Charter, as I originally proposed. I have, therefore, now to instruct you to invite the Corporation to take this course, since I find, from the proceedings of the Council, that they consider themselves not legally competent to act in the matter.

You will be pleased, however, to bear in mind, when the new Charter is in course of preparation, that it has been considered desirable that Members of the College, who dissent from the Church of England, should be exempted from compulsory attendance on Divine Service, according to our forms. The College Council have already agreed to that exemption, and I apprehend, though the clause is omitted in the Bill drawn by the House of Assembly, that neither the Assembly nor the Legislative Council would be opposed to such a measure of relief.

I am aware of no objection to the proposed extension in the Members of the Council of the College to fifteen.

I have, &c.

Lieutenant Governor Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy.)

[No. 29.]

Downing Street, 26th January, 1842.

SIR,—I have received your Despatch, No. 70, of the 29th of October, with its enclosures, on the subject of the proposed alteration in the Charter of King's College.

Having referred this Despatch for the opinion of Her Majesty's legal advisers, I have received a Report from those Officers, which states, that it is not necessary that the present Charter of the College should be surrendered as a preliminary to the granting of an amended Charter, and that the course which they would recommend is, to grant a new Charter to the College, containing the proposed modifications of the existing Charter.

I enclose herewith a copy of the opinion of Her Majesty's Law Officers, for the information of the College. You will be pleased to call on the College to prepare the draft of such a Charter as they would wish to receive, which draft should then be revised by the Provincial Attorney and Solicitor General, and by yourself, with the assistance of the Executive Council. When that draft shall have been finally approved by you, under the advice of your Council, it should be remitted to me, and I will give instructions for the preparation of the necessary instrument for completing this object.

I have to add, that some person should be authorized, on the part of the Corporation, to defray the expense of passing this instrument under the Great Seal.

I have, &c.

(Signed)

STANLEY.

Lt. Governor Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy.)

Temple, January 19, 1842.

MY LORD,—On the 11th of December last we received a letter from Mr. Stephen, wherein he was pleased to state, that the Council of the University of King's College, at Fredericton, in the Province of New Brunswick, are desirous of obtaining a modification of the Charter from the Crown, under which it is incorporated, with a view to render the Institution more acceptable to the Inhabitants, and thereby to increase its usefulness.

That Her Majesty's Government are willing to consent to the modification; and as a preliminary to granting an amended Charter, require the surrender of that now held by the College. Doubts, however, are entertained by Her Majesty's Law Officers in the Province, as to the competency of the Corporation to make such surrender, and also as to the mode in which the change can be lawfully effected.

Mr. Stephen further stated, he had been directed by your Lordship, to transmit to us a copy of the College Charter, together with a copy of the opinion delivered by the Attorney and Solicitor General of New Brunswick, and he requested that we would take the subject into our consideration, and report to your Lordship our opinion, whether it is competent to the Corporation of the College to surrender their present Charter, and accept a new one; and if not, in what manner the desired alteration in the constitution of the College can be lawfully effected.

In

In obedience to your Lordship's commands, we have perused the papers mentioned in Mr. Stephen's letter, and have fully considered the whole matter referred to us; and we have now the honor to report to your Lordship, that we do not think it necessary, in order to effect the intended alteration in the construction of the College, that its present Charter should be surrendered, as a preliminary to the granting of an amended Charter, and we think there are objections to such a course. We would recommend that a new Charter should be granted to the College, containing the proposed modifications of the existing Charter; and this new Charter, if accepted by the College, will become the governing one of the Corporation. We think that this new Charter should recite the grant of the former; and that the Crown, considering it for the advantage of the Institution, has thought fit to grant another Charter to the College; and the Charter should then set out all the regulations which it may be deemed expedient to provide for the government of the Institution.

We have, &c.

(Signed)

FRED. POLLOCK,
W. FOLLETT.

The Right Hon. Lord Stanley, &c. &c. &c.

[*See Accounts and Returns in Appendix.*]

The Honorable Mr. Simonds, likewise by command of His Excellency, laid before the House—

Various Reports from Commissioners on Light Houses, together with a Letter from L. Donaldson, Esquire, respecting the allowance to him; as also

Report from the Auditor General on the Accounts of the Commissioners, for the year 1842.

[*See Reports in Appendix.*]

On motion of the Honorable Mr. Simonds,

Ordered, That the Report from the Auditor General be referred to the Committee on Public Accounts.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 24th February, 1843.

Prayers.

The Honorable Mr. Speaker reported to the House, that in the matter of the Petition of William Carvill and others, Freemen and Freeholders of the City of Saint John; complaining of the illegality of the Election for the City of Saint John, and praying that the same may be declared null and void; which Petition was presented to the House on the 13th instant, and an order made thereon for taking the same into consideration on this day, the Petitioners had not entered into Recognizance as required by the Fifteenth Section of the Act to regulate the trials of controverted Elections or returns of Members to serve in General Assembly; whereupon

On motion of Mr. Barberie,

Ordered, That the Order for taking the said Petition into consideration be discharged.

The Honorable Mr. Speaker further reported to the House, that in the matter of the Petition of Isaac Woodward, Esquire, a Candidate at the late Election for the City of Saint John, complaining of the illegality of the said Election, which Petition was presented to the House on the 13th instant, and an order made thereon for taking the same into consideration on this day, that the Petitioner had not entered into Recognizance as required by the Fifteenth Section of the Act to regulate the trials of controverted Elections or returns of Members to serve in General Assembly; whereupon

On motion of Mr. Barberie,

Ordered, That the Order for taking this Petition into consideration be discharged.

Read a second time the following Bills, viz:—

A Bill relating to Trespasses by Horses, Swine and Neat Cattle in the Parish of Fredericton:

A Bill to authorize the Justices of the Peace in the several Counties of this Province to make Regulations for the Markets: and

A Bill to facilitate the means of supplying the City of Saint John with Water.

Mr. Hill, by leave, presented a Petition from Lucien E. Copeland, praying aid to

continue the running of a Weekly Stage on the Road between Fredericton and Saint Andrews ; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

Mr. Payne, by leave, presented a Petition from the Mayor, Aldermen and Commonalty of the City of Saint John, praying for certain amendments to the Charter of the said City ; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Partelow, by leave, presented a Petition from John Ward, Alexander Boyle, M. D., Robert W. Crookshank, John Hammond, Daniel Leavitt and 108 others, Freemen and Freeholders of the City of Saint John, praying for certain alterations in the Charter of the said City ; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Partelow,

Resolved, That the Petition from the Mayor, Aldermen and Commonalty of the City of Saint John, as also that from John Ward and others, Freemen and Freeholders of the said City, severally praying alterations in the City Charter, be referred to a Select Committee to report thereon by Bill or otherwise.

Ordered, That Mr. Partelow, Mr. Fisher, Mr. Payne, Mr. End and Mr. Burns do compose the Committee.

Mr. End, by leave, presented a Petition from James Green, praying aid towards running a Stage on the Road between Fredericton and Saint John, on the Nerepis Line ; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

Mr. End, a Member for the County of Gloucester, made application that he be permitted to act as Counsel for Lewis Burns, Esquire, in the matter of the Petition of William H. Street, Esquire, complaining of the election and return of the said Lewis Burns, Esquire, as Member for the said City ; which was granted.

Mr. Connell moved for leave to bring in a Bill to incorporate the Kingsclear Boom Company.

Leave granted.

The said Bill being brought in, and it not appearing that the same had been read at the Assizes, or Court of Nisi Prius, or at some General Sessions of the Peace, or published in some Newspaper, as required by the twenty fourth Rule of the House ;—

The question was taken for dispensing with the Rule, and that the Bill be received and read a first time, when the House divided—

YEAS, 7.

NAYS, 11.

And it was thereupon decided in the negative.

Mr. Brown, by leave, presented a Petition from James Brown and Josephus Moore, Trustees of Schools for the Parish of Saint David, in the County of Charlotte, praying for a grant of money to enable them to remunerate Thomas Haverty for teaching a School for six months in that Parish, ending on the 6th day of June, 1841 ; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Perley moved for leave to bring in a Bill to incorporate the Arestook Boom Company.

Leave granted.

The said Bill being brought in was read a first time.

Mr. J. Earle, by leave, presented a Petition from Peters Yeamans, John M'Alister, Thomas Cox and 65 others, inhabitants of Queen's County, praying that a grant may pass for the purpose of keeping the Dredging Machine in operation at the entrance of the Grand Lake during present year ; which he read.

Ordered, That the said Petition be received and referred to the Committee of Mr.

Mr. Partelow, by leave, presented a Petition from James Whitney, of the City of Saint John, praying Legislative aid towards his Steam Navigation Establishment; as also for a grant to remunerate him in part for conveying the Mails by Steam; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

Mr. Partelow, by leave, presented a Petition from John Winters, praying aid towards running a daily Stage between Saint John and Fredericton; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

Mr. Perley, by leave, presented a Petition from John D. Gault, praying compensation for teaching a School at the Parish of Woodstock, in the County of Carleton, for a period of six months ending on the 1st day of June, 1838; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Perley, by leave, presented a Petition from Simon Ballard, praying compensation for ferrying the Mails over the River Arestock, in the County of Carleton, in the year 1841; which he read.

Ordered, That the said Petition be received and referred to the Committee on Internal Communication to report thereon.

Mr. J. Earle, by leave, presented a Petition from James Trenneman, praying that a grant may pass for the payment of a balance due him for salary as Engineer of the Dredging Machine, when employed on the service of clearing out obstructions at the entrance of the Grand Lake, in Queen's County, in the year 1841; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, the House divided—

YEAS, 7.

NAYS, 10.

Whereupon it was decided in the negative.

It being the time appointed for taking into consideration the Petition of William H. Street, Esquire, and others, complaining of the undue election and return of Lewis Burns, Esquire, as a Member for the City of Saint John, and praying that the same may be enquired into;—

The Sergeant at Arms was directed to call the Members to their places, and he being returned, the House was counted, when thirty Members were found to be in attendance.

Ordered, thereupon, that the parties be heard at the Bar.

Whereupon the Petitioners appeared by the Honorable George F. Street, and Alfred L. Street, Esquire, as their Counsel, and William End, Esquire, appeared as Counsel on behalf of the sitting Member, and the doors being then locked—

The Orders of the Day for the hearing of the matter set forth in the said Petition were read, and the drawing of the Committee and appointment of the Nominees to try the matter as set forth in the said Petition, were proceeded in and perfected, as is directed by the Act regulating controverted Elections and returns of Members to serve in the General Assembly.

The doors being then opened, the lists, as drawn, were delivered to the Counsel for the respective parties, with the Nominees added thereto, and the same being struck, a reduced list of the Members drawn, with the Nominees so added, was then handed in, when the following appeared as the Members of the Committee:—

Samuel Freeze,	}	Esquires.
Charles Perley,		
Charles Fisher,		
Joshua Alexandre,		
David Wark,		

Nominees:

John R. Partelow, Esquire, for the Petitioners;
Lemuel Allan Wilmot, Esquire, for the sitting Member;

who,

who, being called to the Clerk's Table, were there duly sworn well and truly to try the matter of the said Petition referred to them, and a true judgment give thereon according to the evidence.

The Counsel were then ordered to withdraw.

On motion of Mr. Hazen,

Ordered, That the said Committee do meet forthwith in the Committee Room leading into the Library, and proceed with the investigation of the matter alleged in the said Petition; and further

Ordered, That lists of the Committee sworn, together with copies of this Order, be delivered to the respective Counsel.

Mr. Allen, by leave, presented a Petition from John Craven, of Woodstock, in the County of Carleton, praying compensation for services performed as a Revenue Officer for the said County, from the 6th day of October, 1841, to the 1st day of January, 1842; which he read.

Ordered, That the said Petition be received and lie on the Table.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to authorize the Justices of the Peace in and for the County of Carleton to extend the Gaol Limits of the said County,

With an amendment, to which they desire the concurrence of the House.

And he further informed the House that the Council had agreed to

The Bill to repeal "An Act to encourage the destroying of Wolves," and "An Act to grant a Bounty on the destruction of Bears in this Province:"

The Bill to provide for the expenses of the Speaker and Members of the House of Assembly, when attending the General Assembly: and

The Bill to exempt members of the Fire Engine Company in the Parish of Woodstock, in the County of Carleton, from certain Parochial and County Duties;

Without making any amendment thereto.

On motion of Mr. Connell,

The House proceeded to take into consideration the amendment made by the Council to

The Bill to authorize the Justices of the Peace in and for the County of Carleton to extend the Gaol Limits of the said County.

The amendment being read, is as follows:—

At A in Section I. expunge the words "or Special Session for that purpose to be holden."

And the question being put thereon—

Resolved, That the House do concur therein.

Ordered, That Mr. Connell return the Bill, with the amendment, to the Council, and acquaint them therewith.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 25th February, 1843.

Prayers.

Read a second time—

A Bill to incorporate the Arestook Boom Company.

Mr. Rankin moved for leave to bring in a Bill in amendment of the Laws now in force for regulating the Fisheries in the County of Northumberland.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Hanington, by leave, presented a Petition from John Marney, of the Parish of Salisbury, in the County of Westmorland, praying compensation for damage sustained by reason of a part of the new line of Road leading from Fredericton to Petitcodiac, being laid out through his improved land; which he read.

Ordered, That the said Petition be received and referred to the Committee of Supply.
Mr.

Mr. Hanington moved for leave to bring in a Bill to amend an Act, intituled "An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province."

Leave granted.

The said Bill being brought in was read a first time.

Mr. Williston, by leave, presented a Petition from John Hea, Junior, William Chaplin, Junior, Alexander Mills and 54 others, inhabitants of the County of Northumberland, setting forth, that the fees at present allowed under the Ordinance to Petit Jurors is quite too small, and praying an increase thereof; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Williston moved for leave to bring in a Bill in amendment of the Acts now in force regulating and declaring the qualifications of Jurors.

Leave granted.

The said Bill being brought in was read a first time.

Mr. S. Earle moved for leave to bring in a Bill in addition to an Act, intituled "An Act to facilitate summary proceedings before Justices of the Peace, and the execution of Warrants by Constables," determining what Fees may be taken under the said Act.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Hazen moved for leave to bring in a Bill to authorize the Mayor, Aldermen and Commonalty of the City of Saint John, to lay out and open a Street in the said City, in continuation of John or Water Street, so called, Southwardly to the prolongation of Saint James' Street.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Fisher, by leave, presented a Petition from Alexander M'Lauchlan, praying that the Provincial allowance may be granted to him for his services in teaching a School in Fredericton, in the County of York, from October, 1836, to August, 1838; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Wilmot, by leave, presented a Petition from A. Sherman Carman, Esquire, setting forth certain matters in reference to claims against him on account of transactions had with the Crown Land Department, and praying relief in the premises, for the reasons set forth in the Petition; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 4th instant, to take under consideration an application from Thomas E. Perley, for loss sustained by reason of the purchase of a tract of land from the Crown, to report thereon.

Mr. Perley, by leave, presented a Petition from Samuel Porter and 7 others, inhabitants of Woodstock, in the County of Carleton, praying that a grant may pass to aid in rebuilding a School House destroyed by Fire; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, the House divided—

YEAS, 7.

NAYS, 10.

Whereupon it was decided in the negative.

Mr. Wark, by leave, presented a Petition from Thomas LeMarquand, praying compensation for teaching a School at Kouchibouguacis, in the County of Kent, for eight months in the year 1829; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Jordan, by leave, presented a Petition from the Justices of the Peace for the City and County of Saint John, praying that a grant may pass to reimburse the Overseers of the Poor for the Parish of Simonds, amount expended in the relief and support of sick and indigent Black Refugees in that Parish during the past year; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Scoullar moved for leave to bring in a Bill to alter and amend the Laws now in force regulating Attornies' Fees in the Supreme Court and Courts of Common Pleas in this Province.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Hazen, by leave, presented a Petition from David Collins and 38 others, praying that such steps may be taken as will authorize the purchase money of certain lands purchased by them to be applied in opening Roads in the Mechanics' Settlement, in the Counties of King's and Westmorland; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Partelow, from the Select Committee appointed on the 15th instant, to carry into effect the instructions of the House expressed by the Resolution of that day in reference to the negotiating of a Loan to meet the existing demands against the Province, reported, that the Committee having the subject under their consideration, had prepared a Bill, under the title of—"A Bill to facilitate the negotiation of a Loan of Money in England to pay off the Public Debt;" which he was directed to submit to the House.

Ordered, That the Report be accepted.

The Bill, as reported by the Committee, being then handed in at the Clerk's Table, was there read a first time; and

On motion of Mr. Wilmot,

Ordered, That the Bill be forthwith printed, and fifty copies thereof be furnished for the use of the Members of this House.

Mr. Scoullar moved for leave to bring in a Bill to alter and amend the Laws now in force relative to arrests for Debt and entering Bail in the Supreme Court and Courts of Common Pleas in this Province.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Hazen moved for leave to bring in a Bill to amend the Law relating to the Practice in the Inferior Courts of Common Pleas, and render the same uniform in the several Counties.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Partelow, by leave, presented a Petition from John Kerr, of the City of Saint John, Merchant, setting forth, that he was one of the Sureties for James Campbell, late Deputy Treasurer at Saint Andrews, in the County of Charlotte, who absconded; that a suit was instituted against him, as such Surety, for the recovery of a sum of money due to the Crown from the said James Campbell; that upon the trial of the cause, a credit was not allowed for a sum of £580 secured from the effects of the said James Campbell, through the instrumentality of the Petitioner, but a verdict given for the whole amount of the legal liability; the Petitioner therefore prays such relief in the premises as the House may deem meet; he having read the Petition,—

Ordered, That it be received and lie on the Table; and

On motion of Mr. Partelow,

Resolved, That the said Petition be referred to a Select Committee, to examine and report thereon.

Ordered, That Mr. Partelow, Mr. Fisher and Mr. Boyd do compose the Committee.

Mr. Williston, by leave, presented a Petition from Nichola Julien, Chief of the Julien Tribe of Indians, residing at Eel Ground, in the County of Northumberland, on behalf of that Tribe, praying to be secured in their rights to Lands reserved for their use and benefit; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 3d instant, to take under consideration the subject of the illegal occupation of the Crown Lands and Indian Reserves, to report thereon.

Mr. Gilbert, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 23d instant, praying that His
Excellency

Excellency would be pleased to appoint a Commissioner or Commissioners to explore a Line of Road between Long Creek and the English and Scotch Settlements, in the Parish of Johnston, in Queen's County, reported, that they had attended thereto, and that His Excellency was pleased to say, he would comply with the wishes of the House.

Mr. Partelow, by leave, presented a Petition from Xenophon Jouett, Esquire, who had discharged the duties of the Office of Gentleman Usher of the Black Rod for a period of thirty eight years, praying that in consideration of his long services, a grant may pass to assist him in his present reduced circumstances; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Wilmot, by leave, presented a Petition from John Phelan, praying compensation for teaching a School in Fredericton, in the County of York, for a period of one year and nine months from the 12th day of May, 1841; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Hazen, by leave, presented a Petition from John Walker, of the City of Saint John, praying that protection may be extended to a Building erected by him for a Ware House in that place; which he read.

Ordered, That the said Petition be received and referred to the Committee of Trade to report thereon.

Mr. Wilmot, by leave, presented a Petition from John Robinson, Esquire, and 18 others, of the Parish of Douglas, in the County of York, praying for alterations in the Act relating to Highways; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Wilmot, by leave, presented a Petition from Elisha A. Cunliffe, setting forth certain losses sustained by him as one of the Commissioners of Highways for the Parish of Woodstock, in the County of Carleton, and praying relief; which he read.

Ordered, That the said Petition be received and lie on the Table; and

On motion of Mr. Wilmot,

Resolved, That the said Petition be referred to a Select Committee to report thereon.

Ordered, That Mr. Wilmot, Mr. Scoullar and Mr. Stewart do compose the said Committee.

Mr. Partelow, by leave, presented a Petition from Edmund Ward, Editor of a Newspaper published in Fredericton, under the name of the "Sentinel," setting forth, that he had published in that Paper certain Public Advertisements, relative to the sale of Crown Lands, under the authority, as the Petitioner understood, of the Crown Land Office, and for which he has received no remuneration, and praying that an investigation may be had into the several allegations set forth in the said Petition, so that the amount of the claim for his services may be granted to him; which he read.

Ordered, That the said Petition be received and lie on the Table; and

On motion of Mr. Partelow,

Resolved, that the said Petition be referred to a select Committee to report thereon.

Ordered, That Mr. Payne, Mr. Gilbert and Mr. Wilmot do compose the Committee.

Mr. Fisher, pursuant to leave granted, brought in a Bill relating to the sale of Crown Lands; which was read a first time.

Mr. End, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 23d instant, relative to communications from the Deputy Post Master General at Halifax, to the Post Master in Fredericton, upon the subject of the exaction of Postage upon the transmission of the Journals of the Legislature, reported, that they had attended thereto, and that His Excellency was pleased to say, that the communications referred to should be applied for.

Mr. Smith moved for leave to bring in a Bill to amend the laws now in force relating to Highways.

Leave granted.

The said Bill being brought in was read a first time.

On

On motion of Mr. Brown,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace in the several Counties of this Province to make regulations for the markets.

Mr. Hazen in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Hazen, by leave, presented a Petition from the Mayor, Aldermen and Commonalty of the City of Saint John, praying the interposition of the House, in obtaining a loan of money, to be borrowed by them; which he read.

And upon the question, that the said Petition be received and ordered to lie on the Table, the House divided—

YEAS, 15.

NAYS, 7.

Whereupon it was carried in the affirmative; and

On motion of Mr. Hazen,

Resolved, That the said Petition, with the Documents accompanying it, be referred to a select Committee to report thereon.

Ordered, That Mr. Rankin, Mr. Wilmot, Mr. Botsford, Mr. Thomson and Mr. Payne do compose the Committee.

Mr. Payne, by leave, presented a Petition from James Sorlie and 7 others, of the coloured population of the City of Saint John, praying aid towards the establishment of a School for the instruction of that class of the population; which he read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

Mr. Wilmot, by leave, presented a Petition from Edmund Ward, proprietor and publisher of the "Sentinel" Newspaper, published in Fredericton, complaining of certain exactions by the Postmaster at that place, on the transmission of the Paper, and praying relief; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. End, pursuant to leave granted, brought in a Bill relating to Elections in the County of Gloucester; which was read a first time.

Mr. Scoullar moved for leave to bring in a Bill to define the Line between Queen's County and the County of Sunbury.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Hazen, by leave, presented a Petition from Peter Bunting, of the City of Saint John, praying aid towards the publication of a Veterinary Tablet; which he read.

And upon the question, that the said Petition be received and referred to the Committee of Supply, the House divided—

YEAS, 10.

NAYS, 6.

Whereupon it was carried in the affirmative.

Mr. Wilmot, by leave, presented a Petition from Timothy Killeen and 24 others, inhabitants of the Parish of Kingsclear, in the County of York, complaining of parts of the line of Great Road from Fredericton to Saint Andrews, leading to and through the Hanwell Settlement, and praying that out of the appropriation that may be made for that Road during the present Session, a part thereof may be expended in the exploring of a new line; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Wilmot, by leave, presented a Petition from William Woodforde, Esquire, M. D., praying compensation for Medical attendance on sick and distressed Emigrants during the past year; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 1st day of February instant, to take under consideration Petitions for relief extended to Emigrants, to report thereon.

On

On motion of Mr. Wilmot,

The House went into Committee of the whole in further consideration of a Bill to amend the Charter of King's College.

Mr. Partelow in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again before them, had agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. S. Earle, by leave, presented a Petition from Asa Davidson, John Brittain, William Simpson, Esquires, and 144 others, praying that an Act may pass authorizing an increase of Representation for King's County; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. S. Earle moved for leave to bring in a Bill to increase the Representation of King's County.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. Wilmot,

Ordered, That the several Accounts and Returns in reference to King's College, which were communicated to the House by command of His Excellency the Lieutenant Governor on the 23d instant, be referred to the Committee on Public Accounts to report thereon.

Mr. Allen, by leave, presented a Petition from Edward W. Miller, Esquire, High Sheriff for the County of York, setting forth, that certain claims for Public Services performed by him were submitted to the House at the last Session, and a Committee raised to examine and report thereon during the recess; that in consequence of the dissolution of the House, the Committee did not proceed in the investigation of the matters submitted to them, and praying that the House will now take some further action thereon; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Hazen, pursuant to leave granted, brought in a Bill to grant a Patent to James B. Toldervy for the application of Electro Magnetic Power to Clocks and Time Pieces.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Hill moved for leave to bring in a Bill relating to Grand and Petit Jurors.

Leave granted.

The said Bill being brought in was read a first time.

Mr. Partelow, by leave, presented a Petition from David S. Kerr, Esquire, Barrister at Law, praying that a grant may pass towards defraying expenses incurred in reporting the Decisions of the Supreme Court; which he read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Wilmot, as also Mr. Fisher, Members for the County of York, severally applied for leave of absence for Tuesday and Wednesday next, in order that they may be enabled to attend at the Court of Nisi Prius to be holden for the County of Sunbury; which was granted.

Mr. Allen, by leave, presented a Petition from Aaron Estey, praying aid towards the erection of an Oat Mill in the Parish of Douglas, in the County of York; which he read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 31st day of January last, to take into consideration the subject of the Agricultural Interests of the Province, to report thereon.

Mr. Taylor moved for leave to bring in a Bill relating to the management of Prisons in the Province.

Leave granted.

The said Bill being brought in was read a first time.

The House adjourned until Monday morning next at 10 o'clock.

Monday, 27th February, 1843.

Prayers.

Read a second time the following Bills, viz :—

A Bill in amendment of the Laws now in force for regulating the Fisheries in the County of Northumberland :

A Bill to amend an Act, intituled "An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province :"

A Bill in amendment of the Acts now in force regulating and declaring the qualification of Jurors :

A Bill to authorize the Mayor, Aldermen and Commonalty of the City of Saint John to lay out and open a Street in the said City in continuation of John or Water Street, (so called) Southwardly, to the prolongation of Saint James' Street :

A Bill in addition to an Act, intituled "An Act to facilitate summary proceedings before Justices of the Peace and the Execution of Warrants by Constables," and determining what Fees may be taken under the said Act :

A Bill to alter and amend the Laws now in force regulating Attornies' Fees in the Supreme Court and Courts of Common Pleas in this Province :

A Bill to alter and amend the Laws now in force relative to arrests for Debt and entering Bail in the Supreme Court and Courts of Common Pleas in this Province :

A Bill to amend the Law relating to the Practice in the Inferior Courts of Common Pleas, and render the same uniform in the several Counties :

A Bill relating to the Sale of Crown Lands :

A Bill to amend the Laws now in force relating to Highways :

A Bill relating to Elections in the County of Gloucester :

A Bill better to define the Line between Queen's County and the County of Sunbury :

A Bill to increase the Representation of King's County :

A Bill to grant a Patent to James B. Toldervy for the application of Electro Magnetic Power to Clocks and Time Pieces :

A Bill relating to Grand and Petit Jurors :

A Bill relating to the management of Prisons in the Province : and

A Bill to facilitate the negotiation of a Loan of Money in England to pay off the Public Debt.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to enlarge, confirm and establish the bounds of the Provincial Penitentiary, Without making any amendment thereto.

On motion of Mr. Brown,

That the House proceed to the Order of the Day of the 22d instant, to go into Committee of the whole on the State of the Province ;—

The Order of the Day being read, the House according thereto resolved itself into said Committee.

Mr. Jordan in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the subject referred to them under their consideration, had made progress therein, and he was directed to ask for leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. Fisher, from the Select Committee appointed on the 3d instant, to take under consideration the subject of Fees to Public Officers, submitted a Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

"The Committee to whom was referred the subject of the Fees and Salaries of the Public Officers, have attended to that duty in part, and beg leave to report a Bill, under the Title of 'A Bill relating to the Clerk of the Pleas in the Supreme Court;' and ask leave to submit a further Report.—All which is respectfully submitted.

"CHARLES FISHER,
L. A. WILMOT,
R. L. HAZEN,
J. R. PARTELOW,
JAMES BROWN.

" Committee Room, February 27, 1843."

Ordered,

Ordered, That the Report be accepted, and the Committee continued, in order that they may make further report upon the matters referred to their consideration.

The Bill, as reported by the Committee, being then handed in, was read a first time.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Message :—

"New Brunswick.

" Message to the House of Assembly, 25th February, 1843.

" W. M. G. COLEBROOKE, Lt. Governor.

" The Lieutenant Governor lays before the House an Account of the Commissioners of the Provincial Penitentiary, with a return of the Prisoners, and Annual Report of the Commissioners.

" He recommends that provision may be made for the Establishment, in accordance with the suggestions of the Commissioners.

" W. M. G. C."

[*See these Documents in Appendix.*]

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House the following Documents, viz :—

Copy of a Letter from H. M. Watson, Esquire, Acting Deputy Postmaster General at Halifax, relative to the transmission of the Journals of the Legislature; the same being communicated under an Address of the House of the 23d instant :

Report from the Commissioners for Government House for the past year, together with an Estimate for the improvement and repairs required for the current year :

Letter from the Collector of the Customs at Saint John, reporting the removal of that Office, under the authority of the Commissioners of the Customs, to the Building erected by John Walker, for a Custom House, Treasury Offices, and Bonding Warehouses, and requesting an allowance to be made to meet the rent thereof; accompanied by Abstract of Duties collected for the last five years, under Acts of Parliament passed prior to 18 Geo. III, c. 12 :

Statement made up by the Provincial Treasurer, of the existing liabilities of the Province, including sums due in 1843, under permanent Acts, shewing the order in which they are to be paid.

These Documents being severally read at the Clerk's Table, are as follow :—

POSTAGE OF JOURNALS.

(Copy.)

General Post Office, Halifax, 13th February, 1843.

SIR,—I have to acknowledge the receipt of your Letter of the 1st instant, stating you had deemed it advisable to fix on the sum of forty pounds for sending the Journals of the Assembly through the Post during the Session, an arrangement which you trusted would meet with my approbation; but after the repeated communications you have received from me, respecting the transmission of printed sheets, I did not think you would have taken such a step.

If a Post Master, conducting one of the largest offices in the Province, is to pay so little attention to his instructions, as to consider he is at liberty, on his own responsibility, to enter into any arrangements of this description, it will be impossible to introduce system or regularity in the proceedings of the Department.

All matter sent through the Post Office in these Provinces, is legally liable to full Postage; but the Deputy Post Master General has for many years been permitted to pass under his franking privilege, newspapers and other printed sheets. The amount which was fixed upon to be received by him for the exercise of this privilege, has been more than once brought under the consideration of the Post Master General of England, and has received his Lordship's sanction. I can therefore allow no departure from this established charge on all printed sheets sent under his privilege; and I desire the arrangement made by you, may be immediately put an end to; and I have further to point out, that, should you, on any future occasion, disobey your instructions in a similar manner, I shall remove you from the service.

I am, &c.

(Signed)

H. M. WATSON, *Act. Dy. P. M. G.*

The Post Master, Fredericton.

GOVERNMENT

GOVERNMENT HOUSE.

MAY IT PLEASE YOUR EXCELLENCY,

I beg leave to report to Your Excellency, that, in consequence of the other Commissioners for Government House having declined acting, that last Spring I took upon myself the responsibility of proceeding with such repairs and improvements as I considered absolutely necessary for the comfort of Your Excellency and family; and as the whole was done under my own personal superintendence, I can say, that every attention was paid to economy; and I herewith furnish bills of particulars, amounting to £207 11 1, being the total expenditure for the year 1842, which I trust, will prove satisfactory; and I would beg to remark, that the greater part paid for labourers wages was expended in endeavouring to procure water in the stable yard, and which, I am sorry to say, proved unsuccessful. But in consequence of the whole premises being so poorly supplied with water, and Your Excellency thereby put to much extra expense and inconvenience at particular seasons of the year, I would therefore beg to recommend that a further attempt be made next season, by boring through the clay, where I have every reason to believe, water would be found.

Having thoroughly examined the circular buildings connected with the stables, I find them in such a dilapidated state, that I considered it imprudent to undertake to repair them, (they having been erected some forty or fifty years since) and I would therefore beg to recommend that new buildings be erected, and herewith furnish a sketch of the proposed erections, with an estimate of the probable expense, amounting to two hundred and twenty five pounds. Likewise the fence fronting on the road, from the main gate to the lower corner, is in such a decayed state, that I consider it past repair, and would recommend that a new fence be erected so soon as the season will admit; the expense of which would be about seventy five pounds, (including painting). Likewise I would recommend that the sum of one hundred and fifty pounds be allowed for contingencies for the year 1843, for such as repairing garden and other fences, and ice houses, glazing and painting, new stove pipes, boring for water, &c. &c.; the whole of this amount not to be expended unless absolutely necessary, and if not all expended, the balance to be carried to credit of next year's account.

And if not out of place, I would beg to recommend that provision be made for the above erections and repairs, (or any part that may be concluded upon,) and that regular specifications be prepared by the Commissioner, and that the same (so far as respects the new fence and buildings particularly,) be put up at public competition, by receiving tenders for the same; and I am of opinion that the expense would not exceed one half that it would cost if done under the system formerly pursued; likewise a great reduction could be made in wages and materials for repairs, if the payment was made promptly and in money.

I would beg to add, that in consequence of the tin upon the roof of Government House having become quite corroded, I am of opinion that a great saving would be effected by covering it with two coats of paint, which would not exceed sixty pounds, (if done by Contract and for prompt payment); the only doubt that can exist is, that the paint might blister, being laid upon tin, but I do not apprehend much difficulty if put on while the weather is cool and the first coat allowed to get perfectly hard before the second is laid on.

Likewise, I herewith forward Messrs. James Taylor and Company's Account, amounting to £29 8 11 for Mr. Harding's Account, omitted in 1841, and the discount on Warrant for that years expenditure.

All which is respectfully submitted.

B. WOLHAUPTER, *Com. for Gov. House.*

Fredericton, 17th February, 1843.

Estimate of repairs and improvements at Government House and premises for 1843.

Estimated expense of new erections in connection with the Stables, consisting of Harness, Coachman's and Hostler's Rooms, Wood Shed, Cow Stable, Fowl House, &c. &c.	£225	0	0
Estimated expense of New Fence from Main Gate down to the lower corner,.....	75	0	0
Contingencies for 1843, for repairing Garden and other Fences, and Ice Houses, Glazing and Painting, new Stove Pipes, boring for Water, &c. &c. &c.....	150	0	0
	£450	0	0
Should the Tin Roofs be painted, the further sum of sixty pounds would be required,	60	0	0
Total,.....	£510	0	0

Should the above repairs and improvements be completed, I would consider the expense for keeping Government House and premises in proper order would (under proper management) be very small for a number of years to come, unless some unforeseen accident should happen.

B. WOLHAUPTER, *Com, for Gov. House.*

Fredericton, February 17, 1843.

CUSTOM

CUSTOM HOUSE AT SAINT JOHN.

Custom House, Saint John, N. B., 12th January, 1843.

SIR,—I have the honor to state, that, under the authority of an Order from the Commissioners of Customs, No. 134, dated 16th September last, this Office was removed on the 1st December last into the Building erected by Mr. John Walker for a Custom House, Treasury Offices, and Bonding Warehouses, and I am directed by the Honorable Board to pursue the proper course for obtaining an allowance of the rent (before agreed upon, viz. two hundred pounds per annum) from the Colonial Legislature. I have therefore to request that you will submit the subject for the consideration of His Excellency the Lieutenant Governor.

I have to observe that the Imperial Duties levied under Acts passed prior to 18 Geo. 3, c. 12, amounting at the Port of Saint John and its Out-Bays upon an average of over £1000 per annum for the last five years, are repealed by the Act 5 and 6 Vic. c. 49, and will cease to be collected after the 5th July next, which Duties were not paid over to this Province.

I enclose herewith an Account of the Duties referred to for the last five years.

I have the honor to be, Sir,

Your obedient humble servant,

H. BOWYER SMITH, *Coll.*

The Hon. Wm. F. Odell, Provincial Secretary.

PORT OF SAINT JOHN, NEW BRUNSWICK.

An Account of Duties collected at this Port and its Out-Stations under Acts of the Imperial Parliament passed prior to 18 Geo. 3, c. 12, for the last five years.

Collected in the year 1838,	£1,249	18	6	Sterling.
" " 1839,	1,167	18	7	
" " 1840,	933	17	9	
" " 1841,	958	18	7	
" " 1842, about	800	0	0	
Total,.....	£5,110	13	5	

H. BOWYER SMITH, *Coll.*

Custom House, Saint John, N. B., 5th January, 1843.

PROVINCE LIABILITIES UNDER PERMANENT ACTS.

(Copy.)

Statement of existing Liabilities of the Province, including Sums due in 1843 under permanent Acts, shewing the order in which they are to be paid.

Amount due to the Savings' Bank, payable on demand,.....	£5,704	16	0
Arrears of Interest to 31st December, 1842,.....	4,050	17	8
Estimated current expenses of Provincial Penitentiary for 1843,.....	2,000	0	0
Civil List and Salary of Master of the Rolls,.....	£15,300	0	0
Travelling Expenses of Judges and Clerk of the Circuits,.....	500	0	0
College and Grammar Schools,.....	2,250	0	0
Adjutants and Sergeant Majors of Militia,.....	700	0	0
Pensions to old Soldiers and Widows,.....	1,000	0	0
		19,750	0 0
Interest accruing in 1843,.....		6,000	0 0
Warrants unpaid, Series 1841,.....		49,890	19 6
Ditto, ditto, 1842,.....		42,186	5 0
Ditto, that will probably be issued of Series 1842,.....		6,000	0 0
Parish Schools for current Year,.....		12,000	0 0
Instalments for Provincial Penitentiary for 1842 and 1843,.....		1,000	0 0
Total existing demands for 1843,.....		£148,582	18 2
To meet the above—			
Probable available Assets,.....	£35,128	0	0
Probable available portion of the Revenue for 1843, estimated at			
£72,475,.....	36,242	0	0
		71,370	0 0
Excess of Demands,.....		£77,212	18 2

(Signed)

B. ROBINSON, *P. T.*

Fredericton, 18th February, 1843.

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House the following Documents :—

Schedule of Warrants drawn on the Casual Revenue, from the 31st day of December, to the 21st day of this present month, the same being furnished under an Address to His Excellency of the 21st instant.

[*See Appendix.*]

Reports from the Auditor General, on the following Accounts for the past year, viz :—

Government House :
Marine Hospital, Saint John :
Provincial Penitentiary :
Passamaquoddy Bay Packet.

[*See these Reports in Appendix.*]

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House the following :—

Communication from the Deputy Postmaster at Fredericton, relative to the ferrying of the Mails at the Jemseg and Washademoak :

Abstract of Passenger Duties, and sums paid for relief of Emigrants from 1333 to 1842, inclusive :

Petition from the Micmac Indians residing at Richibucto, praying relief in their present destitute condition, as also to enable them to procure Seed for the ensuing Spring :

Petition from Thomas M'Gaghey, praying to be remunerated for services performed as a Constable in the year 1839, on the investigation of the matter of the burning of the Church at Grand Manan.

On motion of Mr. End,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency may be pleased to lay before the House, copies of such Despatches relating to the "Act to vacate Seats of Members of the Assembly in certain cases," and received by the last English Mail, as His Excellency may deem it expedient to communicate.

Ordered, That Mr. End, Mr. Hill and Mr. Stewart be a Committee to wait upon His Excellency with the Address.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 28th February, 1843.

Prayers.

Read a second time—

A Bill relating to the Clerk of the Pleas in the Supreme Court.

Mr. Partelow moved for leave to bring in a Bill to suspend a part of the Fifteenth Section of an Act, intituled "An Act to repeal all the Laws now in force for the organization and regulation of the Militia, and to make further provision for the same."

Leave granted.

The said Bill being brought in was read a first time.

Mr. Scoullar, a Member for the County of Sunbury, applies for leave of absence for one day upon important business ; which was granted to him.

Mr. Allen moved for leave to present a Petition from Nelson Cliff, of Kingsclear, in the County of York, the Contractor for building a Bridge across Carrier's Creek, on the new Line of Road between Fredericton and Woodstock, praying that a grant may pass to enable the Supervisors for that Road to pay a balance due to the Petitioner for building the said Bridge.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and lie on the Table.

Mr.

Mr. Burns, by leave, presented a Petition from Thomas Nisbet, William Hutchinson, John Duncan, John Wishart, Daniel J. M'Laughlin, William Parks, John Walker and James Kirk, Trustees of Saint Andrews Church, in the City of Saint John, praying that an Act may pass to enable them to surrender to the Crown a Grant to five hundred acres of Land lying in the Parish of Saint Martin's, in the County of Saint John, upon their receiving a Grant to other Lands, as an equivalent therefor.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and lie on the Table.

Mr. Partelow moved for leave to present a Petition from Stephen Wiggins and Son, Robert Rankin and Company, and others, Ship owners of Saint John, praying that an Act may pass to reduce the Light and Hospital dues.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and referred to the Committee on Light Houses to report thereon.

On motion of Mr. End,

The House went into Committee of the whole on a Bill relating to Elections in the County of Gloucester.

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Palmer, from the Committee appointed on the 23d day of February instant, to enquire into any claims that may be made by the several Sheriffs for holding the late Elections throughout the Province, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee to take into consideration the claims of the different Sheriffs throughout the Province for holding the late Elections, having attended to that duty, Report:

"That although the time for holding the Polls has been shortened, yet the same expense is incurred in putting up notices, as formerly, and in addition, places whereat to hold the Polls have to be provided, and the Elections held at so inclement a season of the year, has subjected them to extra expenses. Your Committee are therefore of opinion, that the following sums should be allowed to the Sheriffs of those Counties where the Poll was kept open the whole number of days directed by Law, namely:—To the Sheriffs of Charlotte, Carleton, York, Queen's, King's, Westmorland, Kent, Northumberland and Saint John, £20 each; City of Saint John, £15; Sunbury, Poll open one day, £10; Gloucester and Restigouche, no Poll demanded, £10 each.

"Respectfully submitted.

"PHILIP PALMER,
JAMES BROWN,
JAMES TAYLOR.

"Committee Room, 28th February, 1843."

Ordered, That the Report be accepted; and

On motion of Mr. Palmer; further.

Ordered, That the said Report be referred to the Committee of Supply.

On motion of Mr. Taylor,

The House went into Committee of the whole on a Bill to restrain the operation of the Fifth Section of an Act, intituled "An Act for the support of the Civil Government of this Province," and also to regulate the manner of levying the Duty upon Timber, Masts, Spars, and other descriptions of Lumber.

Mr. Partelow in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On

On motion of Mr. Smith,

The House went into Committee of the whole on a Bill to amend the Laws now in force relating to Highways.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Williston,

The House went into Committee of the whole on a Bill in amendment of the Acts now in force regulating and declaring the qualification of Jurors.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, the following Resolution was moved:—

“Resolved, That the further consideration of this Bill be postponed for three months.”

And upon the question, it was decided in the negative.

That the Committee then proceeded in the Bill, and after making progress therein, he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. End moved for leave to present a Petition from Jeremiah O'Leary, praying that the Provincial allowance may be granted him for teaching a School at Bathurst, in the County of Gloucester, for the period of one year ending in July, 1842.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

On motion of Mr. Partelow,

Ordered, That the House do on Friday the third day of March next, resolve itself into a Committee of the whole in consideration of Supplies to be granted for the Public Service.

On motion of Mr. Partelow,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the inhabitants thereof for a loss sustained by William Kilpatrick, in consequence of the fire in Portland, in August, 1841.

Mr. Brown in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Taylor,

Whereas owing to the extreme difficulty of obtaining the means of paying in advance the Stumpage demanded by the Crown on all Licences for Timber and other Lumber, it would greatly relieve the parties engaged in this important branch of the Trade of the Country, if the time for payment were extended until the same be brought to market; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to order the time of payment on applications for Timber and Lumber to be extended to the first day of July next, upon security being given to the Crown; and also that the Lumber shall remain subject to the Crown Duties, and possession to be in the Crown until such payment is made, according to the conditions of the respective securities, and subject to such other conditions as His Excellency may deem advisable, to secure the rights of the Crown and relieve the Lumberer.

Ordered, That Mr. Taylor, Mr. Perley and Mr. Brown be a Committee to wait upon His Excellency with the Address.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 1st March, 1843.*Prayers.*

Read a second time—

A Bill to suspend a part of the Fifteenth Section of an Act, intituled “An Act to repeal all the Laws now in force for the organization and regulation of the Militia, and to make further provision for the same.”

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace in the several Counties of this Province to make Regulations for the Markets.

Resolved, That the Bill do pass.

Ordered, That Mr. Brown take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill relating to the Clerk of the Pleas in the Supreme Court.

Mr. Allen in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill, under the title of—

A Bill relating to the Clerk of the Pleas.

Ordered, That the Report be accepted and the Bill engrossed, as amended, under the amended title.

Mr. Hazen, from the Committee appointed to revise the Rules and Regulations for the government of the House, reported, that the Committee having the subject referred to them again under their consideration, had prepared a Draft of additional Rules to those reported on the 2d day of February, which he was directed to submit, and to request that the powers of the Committee may be again extended to enable them to make further report upon the subject referred to them.

Ordered, That the Report be accepted ; and further

Ordered, That the Committee be again continued to enable them to make further report upon the matters referred for their consideration.

On motion of Mr. Hazen,

The House went into Committee of the whole on the Rules now reported from the Select Committee.

Mr. Fisher in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them under consideration, after making some amendments to the Rules prepared and now submitted by the said Select Committee, and adding an additional Rule thereto, had agreed to the same.

Ordered, That the Report be accepted.

The additional Rules so reported and amended being then read at the Clerk's Table, are as follow:—

Rules for the Government of the House of Assembly in voting Supplies.

NOTE.—See Rules passed on 2d February.

26. That there be at least two days notice of going into Committee in consideration of Supplies to be granted for the Public Service, and a like notice of going again into Committee, after every report of progress or further progress ; and that it shall be the duty of the Clerk of the House immediately to post up such notice in some conspicuous place in the House for the information of Members.

27. That the Clerk of this House be directed to keep a Book, which shall at all times lay upon the Table of the House, and to which Members shall at all times have access, in which every Member intending to move any Grant in Supply, shall enter his intended Motion, (together with his name and the date,) in the terms in which he intends moving such Grant, with the amount of the same ; and that no Member shall

move in Supply any Grant of Money unless the Motion for the same shall have been entered in the manner aforesaid in such Book, for two days before it shall be moved; and that such Grant shall be moved only in the terms in which the Motion for the same shall have been entered in such Book.

28. That when the House shall be in Committee of Supply, the Chairman of such Committee shall call upon Members who may have entered Motions in such Book, in the order in which the Motions shall be entered, to move pursuant to such notice; that any other Member may move such Grant in the absence of the Member who may have entered the same; and that in case the Member so entering the same shall not be in his place, and no Member shall move for him, the Motion shall be passed over, and the next in order in the Book taken; and that such Motion, so passed over, shall not be made until it shall have been re-entered in the same manner as a new Motion.

29. That no Motion for a Grant of Money shall be entered in such Book, nor, if it is entered, shall it be taken up by the Chairman of the Committee of Supply, unless the application for such Grant of Money shall have been referred to the Committee of Supply, by order of the House.

30. That the four foregoing Rules shall not be held to apply to Grants for the Ordinary Services.

31. That all Grants for the Ordinary Services shall be first taken up in Supply and disposed of before the consideration of any Grant for any other service or subject.

Mr. End, from the Committee appointed to present the Address of the House to His Excellency the Lieutenant Governor of the 27th February, relative to any further Despatches His Excellency may have received, by the last English Mail, with regard to the Act for vacating the seats of Members of the Assembly in certain cases, reported, that the Committee had waited upon His Excellency therewith, and that he was pleased to say, that he had nothing further to communicate on the subject.

Mr. Taylor, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, relative to extending the time for payment of the Stumpage Duty on applications for Timber and Lumber cut from Crown Lands, reported, that the Committee had attended thereto, and that His Excellency was pleased to say, that the subject should be immediately brought under the consideration of the Government.

Read a third time as engrossed,

A Bill to amend the Laws now in force relating to Highways.

Resolved, That the Bill do pass.

Ordered, That Mr. Smith take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill relating to Elections in the County of Gloucester.

Resolved, That the Bill do pass.

Ordered, That Mr. End take the said Bill to the Council and desire their concurrence thereto.

Mr. Williston moved for leave to present a Petition from Joseph Spratt, Benjamin Miller and John Hea, Overseers of the Poor for the Parish of Chatham, in the County of Northumberland, praying that a grant may pass to reimburse expense incurred in the support and relief of Emigrant Paupers.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition being read,—

Ordered, That it be received and referred to the Committee appointed on the 1st February, to take Petitions of a like prayer under consideration, to report thereon.

Mr. Boyd moved for leave to present a Petition from Robert Doherty, proprietor of the Mail Stage Coach on the Road between Saint Andrews and Saint Stephen, in the County of Charlotte, praying that a grant may pass to aid him in continuing the establishment on that Line.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition being read,—

Ordered,

Ordered, That it be received and referred to the Committee on Internal Communications to report thereon.

Mr. Partelow moved for leave to present a Petition from James De Wolfe Spurr, of the City of Saint John, Merchant, praying for return of Duties paid at the Treasury at Saint John, on Tea imported by him in the month of October last.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition being read,—

Ordered, That it be received and referred to the Committee of Trade to report thereon.

On motion of Mr. Partelow,

Ordered, That the Petition from the Justices of the Peace for the City and County of Saint John, praying that the amount expended during the past year for the support of Lunatics in the Temporary Provincial Lunatic Establishment, which was presented to the House on the 8th February last, and ordered to lie on the Table, be referred to the Committee of Supply.

On motion of Mr. Brown,

The House went into Committee of the whole in further consideration of the State of the Province.

Mr. Jordan in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the subject referred to them again under their consideration, the following Resolution was moved :—

“Whereas it is expedient to limit the annual expenditure to the probable amount of Revenue, and also to devise means for making the annual Revenue adequate to the necessary expenditure ; therefore

“*Resolved*, As the opinion of this Committee, That a statement of the Finances of the Province should be made up before the opening of the annual Session of the Legislature, under the direction of His Excellency the Lieutenant Governor or other person administering the Government, and laid before the House of Assembly ; the said statement to contain an estimate of the probable available amount of Revenue for the ensuing year ; and that the amount of money granted in Supply during such Session, with other sums payable by existing Laws, should not exceed the amount of Revenue so set forth in such Financial statement.”

That an amendment was then moved to the said Resolution—To expunge the whole thereof, and substitute the following :—

“*Resolved*, As the opinion of this Committee, That nothing has transpired which should induce the House to depart from its recorded opinion on the subject of the Initiation of Money Grants, when in consideration of the Messages and other Documents communicated by command of His Excellency the Lieutenant Governor, relating to the Financial affairs of the Province, on the 9th day of February, 1842.”

An amendment was then moved to the said proposed amendment—To expunge the whole thereof, as well as the original Resolution, and substitute the following :—

“*Resolved*, As the opinion of this Committee, That nothing should induce the House to surrender its undoubted and inherent right to initiate all Grants of Money for the Public Service.”

Upon the question for adopting the last proposed amendment, the Committee divided as follows :—

YEAS.

The Hon. Mr. Speaker,
 Mr. Brown,
 Thomson,
 Wark,
 S. Earle,
 J. Earle,
 Gilbert,
 Freeze,
 Perley,
 Payne,
 Connell,
 Burns,
 Hazen,
 Scoullar,
 Partelow,
 Hanington,
 Botsford,
 End,
 Allen,
 Palmer,
 Stewart,
 Smith,
 Taylor,
 Barberie.

NAYS.

The Hon. Mr. Simonds,
 Mr. Hill,
 Rankin,
 Boyd,
 Fisher,
 Wilmot,
 Barker.

Whereupon it was carried in the affirmative.

That the following Resolution was then moved :—

“Whereas it is expedient that the annual Expenditure of the Province shall not exceed its annual Income ; therefore

“*Resolved*, That an Estimate of the probable Revenue for the current or ensuing year shall be made up by the Treasurer of the Province, under the direction of the person administering the Government for the time being, and laid before the House at the commencement of every annual Session of the Legislature, at as early a day as practicable ; and that the amount granted in Supply during such Session, together with other sums payable by existing Laws, shall not exceed the estimated available Revenue set forth in such estimate.”

And upon the question for adopting this Resolution, the Committee again divided as follows :—

YEAS.

The Hon. Mr. Simonds,
 Mr. Brown,
 Hill,
 Rankin,
 Boyd,
 Wilmot,
 Fisher,
 Payne,
 Barker.

NAYS.

The Hon. Mr. Speaker,
 Mr. Hazen,
 Partelow,
 S. Earle,
 J. Earle,
 Scoullar,
 Hanington,
 Botsford,
 End,
 Palmer,
 Allen,
 Stewart,
 Smith,
 Taylor,
 Barberie,
 Thomson,
 Wark,
 Gilbert,
 Freeze,
 Perley,
 Connell,
 Burns.

Whereupon it was decided in the negative.

That

That the Committee then passed the following Resolution :—

“ Resolved, unanimously, as the opinion of this Committee, That the House should not resolve itself into a Committee of the whole for granting Supplies, until a statement of the Finances of the Province should first be made up, exhibiting the amount at its disposal ; and further

“ Resolved, As the opinion of this Committee, That it should be a Standing Order of the House, that the Appropriations for the Public Service should always be strictly confined to the sum so at its disposal, and the probable estimated amount of the Revenue for the coming year.”

And the Chairman then further reported that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, and the last Resolution reported from the Committee, as also the amendment to the amendment proposed to the first Resolution, and carried on a division, be adopted by the House ; and further

Ordered, That leave to sit again be granted.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 2d March, 1843.

Prayers.

The Honorable Mr. Speaker laid before the House—

Statement of the affairs of the Mechanics' Whale Fishing Company, made up to the 1st day of September, 1842, together with List of Stockholders in the said Company.

[*See Appendix.*]

Read a third time as engrossed,

A Bill relating to the Clerk of the Pleas.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to amend the Charter of King's College.

Resolved, That the Bill do pass.

Ordered, That Mr. Wilmot take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Williston,

The House went into Committee of the whole in further consideration of a Bill to restrain the operation of the Fifth Section of an Act, intituled “ An Act for the support of the Civil Government of this Province,” and also to regulate the manner of levying the Duty upon Timber, Masts, Spars and other description of Lumber.

Mr. Partelow in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again before them, the following Resolution was moved :—

“ Resolved, That the further consideration of the Bill be postponed for three months.”

And upon the question, the Committee divided as follows :—

YEAS.

Mr. Smith,
Palmer,
Hanington,
Jordan,
Thomson,
Brown,
Boyd,
Hill,
Hazen.

NAYS.

The Hon. Mr. Speaker,
Mr. Gilbert,
Alexandre,
Barberie,
Stewart,
Williston,
Scoullar,
End;
Barker,
Fisher,
Connell,
Perley,
Freeze,
S. Earle,
J. Earle,
Wark,
Taylor,
Rankin,
Payne.

Whereupon it was decided in the negative.

That the Committee then proceeded in the Bill and made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. Fisher, from the Committee appointed on the 3d day of February, to take under consideration the subject of the Election Laws, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom were referred that part of the Speech of His Excellency the Lieutenant Governor at the opening of the Session, relating to the Election Laws, and also the several Petitions presented to the House on the same subject and referred to them, have attended to that duty, and report a Bill, under the title of—‘A Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly.’

“All which is respectfully submitted.

“CHARLES FISHER,
A. BARBERIE,
GEORGE S. HILL.

“*Committee Room, 1st March, 1843.*”

Ordered, That the Report be accepted.

The Bill, as reported by the Committee, being then handed in, was read a first time.

On motion of Mr. Barberie,

Ordered, That Mr. Wilnot be added to the Committee appointed on the 16th day of February last, to prepare an humble and dutiful Address to Her Most Gracious Majesty the Queen, relative to the Post Office Establishment in the Province.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 3d March, 1843.

Prayers.

Read a second time—

A Bill to improve the law relating to the Election of Representatives to serve in the General Assembly; and

On motion of Mr. Fisher,

Ordered, That the said Bill be printed and sixty copies thereof furnished for the use of the Legislature.

Mr.

Mr. Jordan moved for leave to present a Petition from Thomas Smith, of the Parish of Upham, in King's County, setting forth certain circumstances relative to an agreement made by him in 1335, with the then acting Commissioner of Crown Lands, for the purchase of a tract of Land, which agreement was not fulfilled on the part of the said acting Commissioner, and praying the interposition and action of the House in the premises.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and referred to the Committee appointed on the 4th day of February last, to take under consideration an application from Thomas E. Perley, for loss sustained by reason of the purchase of a tract of Land from the Crown, to report thereon.

On motion of Mr. Partelow,

That the House proceed to the Order of the 28th day of February last, to go into Committee of the whole in consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto, resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the business referred to them under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follows :—

Resolved, That there be granted

To the Chaplain of the Legislative Council in General Assembly the sum of £20.

To the Chaplain of the House of Assembly the sum of £20.

To the Sergeant at Arms attending the Legislative Council in General Assembly the sum of 15s. per diem during the present Session.

To the Sergeant at Arms attending the House of Assembly the sum of 15s. per diem during the present Session.

To the Clerk of the Legislative Council in General Assembly the sum of £150 for his services during the present Session.

To the Clerk of the House of Assembly the sum of £—— for his services during the present Session.

It was moved that the blank be filled up with the sum of £150;—and upon the question, the Committee divided as follows :—

YEAS.

The Hon. Mr. Speaker,

Mr. Stewart,

Taylor,

Smith,

Allen,

End,

Partelow,

S. Earle,

Barker,

Wark,

Thomson,

Brown,

Alexandre.

NAYS.

Mr. Barberie,

Rankin,

Palmer,

Boyd,

Gilbert,

Wilmot,

Fisher,

J. Earle,

Freeze,

Connell,

Payne,

Burns,

Hazen,

Scoullar,

Jordan,

Williston,

Hanington,

Perley.

Whereupon it was decided in the negative.

A motion was then made for filling up the blank with the sum of £200;—when the Committee again divided as follows :—

YEAS.

YEAS.
Mr. Hanington,
Williston,
Hazen,
Jordan,
Scoullar,
Burns,
Payne,
Connell,
Perley,
Freeze,
Wilmot,
J. Earle,
Fisher,
Barberie,
Boyd,
Palmer,
Hill,
Rankin,
Gilbert.

NAYS.
The Hon. Mr. Speaker,
Mr. Stewart,
Taylor,
Smith,
Alexandre,
Allen,
End,
Partelow,
Barker,
Wark,
Thomson,
Brown,
S. Earle.

And it was thereupon carried in the affirmative, and the blank accordingly filled up with that sum.

To the Clerk Assistant of the Legislative Council in General Assembly the sum of £75 for his services during the present Session.

To the Clerk Assistant of the House of Assembly the sum of £—— for his services during the present Session.

It was moved that the blank be filled up with the sum of £75;—and upon the question, the Committee divided as follows:—

YEAS.
The Hon. Mr. Speaker,
Mr. End,
Stewart,
Taylor,
Smith,
Alexandre,
S. Earle,
Partelow,
Barker,
Perley,
Gilbert,
Wark.

NAYS.
Mr. Wilmot,
Fisher,
Hill,
Rankin,
Boyd,
Brown,
Thomson,
Palmer,
J. Earle,
Freeze,
Connell,
Payne,
Burns,
Hazen,
Scoullar,
Jordan,
Hanington,
Williston,
Barberie.

Whereupon it was decided in the negative.

It was then moved that the blank be filled up with the sum of £100;—and upon the question, it was carried in the affirmative, and the blank accordingly filled up with that sum.

To the principal Doorkeeper of the Legislative Council and the principal Doorkeeper of the House of Assembly the sum of 10s. each, per diem, during the present Session.

To the subordinate Doorkeepers and Messengers of the Legislative Council and Assembly, the sum of 7s. 6d. each, per diem, during the present Session.

To Beverley Robinson, Esquire, Province Treasurer, the sum of £—— for his services for the year 1842; and the further sum of £—— to enable him to pay a Clerk for the same period.

The

The first blank being filled up with the sum of £600 :—

It was moved that the second blank be filled up with the sum of £200 ;—and upon the question, the Committee divided as follows :—

YEAS.

Mr. Alexandre,
Barberie,
Smith,
Palmer,
Hanington,
Burns,
Barker,
Freeze,
Gilbert,
J. Earle,
Thomson,
Hill,
Brown.

NAYS.

Mr. Wilmot,
Fisher,
Rankin,
Boyd,
Wark,
Connell,
Perley,
Payne,
Hazen,
Scoullar,
Jordan,
S. Earle,
Partelow,
Williston,
End,
Stewart,
Taylor,
Allen.

Whereupon it was decided in the negative.

It was then moved that the said blank be filled up with the sum of £225 ;—and upon the question, the Committee again divided as follows :—

YEAS.

Mr. Partelow,
Jordan,
Stewart,
Taylor,
Williston,
S. Earle,
Scoullar,
Payne,
Connell,
Perley,
Fisher,
Wilmot,
Wark,
Rankin,
Boyd,
End,
Hazen.

NAYS.

Mr. Alexandre,
Barberie,
Smith,
Palmer,
Hanington,
Burns,
Barker,
Freeze,
Gilbert,
J. Earle,
Thomson,
Brown,
Hill.

Whereupon it was carried in the affirmative, and the blank accordingly filled up with the said sum of £225.

To the Province Treasurer the sum of £—— for his services for the year 1843 ; and a further sum of £—— to enable him to pay a Clerk for the same period.

The first blank being filled up with the sum of £600 :—

It was moved that the second blank be filled up with the sum of £200 ;—and upon the question, the Committee divided as follows :—

YEAS.
Mr. Alexandre,
Taylor,
Barberie,
Stewart,
Hanington,
Williston,
Burns,
Barker,
Freeze,
S. Earle,
Thomson,
Brown,
Boyd,
Hill,
J. Earle,
Smith.

NAYS.
The Hon. Mr. Simonds,
Mr. Scoullar,
Partelow,
Wilmot,
Fisher,
Hazen,
Rankin,
Connell,
Perley,
Payne,
Jordan,
End,
Allen,
Wark,
Gilbert,
Palmer.

And the division being equal, he had decided in the affirmative, and the blank was accordingly filled up with the sum of £200.

To Beverley Robinson, Esquire, Province Treasurer, the sum of £91 5s. being for the services of a Tide Waiter or Messenger to the Treasury for the year 1843.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed, and leave to sit again granted.

On motion of Mr. Partelow,

Ordered, That the House do on Monday the 6th day of March instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Custom House Accounts from the several Ports of Saint Andrews, Saint Stephen, Welchpool and Magaguadavic, for the year ending on the 5th day of January last.

[*See Appendix.*]

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House—

A Petition from Edmund Ward, Assistant Emigrant Agent, at Fredericton, praying that provision be made for the payment of an account amounting to £3 4 11, for passages and other expenses incurred for Emigrants.

On motion of Mr. Wark,

Ordered, That the House do on Thursday the 9th day of March instant, resolve itself into Committee of the whole in consideration of Ways and Means of raising a Revenue in the Province.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 4th March, 1843.

Prayers.

On motion of Mr. Brown,

Resolved, That the four items of Appropriation for the allowance for the two Clerks and Clerks Assistant, made yesterday in Supply, be struck from the Journal.

Upon the question for sustaining the Resolution, the House divided as follows :—

YEAS.

YEAS.

Mr. Brown,
Hazen,
End,
Allen,
Stewart,
Partelow,
Alexandre,
Smith,
Barberie,
Scoullar,
Barker,
Taylor,
Thomson,
Botsford,
Wark,
Rankin,
Williston.

NAYS.

Mr. Connell,
Boyd,
Fisher,
Wilmot,
Gilbert,
Freeze,
S. Earle,
Perley,
Hanington,
Palmer,
Jordan.

Whereupon it was carried in the affirmative.

Mr. Palmer moved for leave to bring in a Bill to appropriate a part of the Public Revenue to the payment of the Ordinary Services of the Province.

Leave granted.

On motion of Mr. Gilbert,

The House went into Committee of the whole in further consideration of a Bill to restrain the operation of the Fifth Section of an Act, intituled "An Act for the support of the Civil Government of this Province," and also to regulate the manner of levying the Duty upon Timber, Masts, Spars, and other description of Lumber.

Mr. Partelow in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again before them, the following Resolution was moved :—

"Resolved, That the further consideration of the Bill be postponed for three months."

And upon the question, the Committee divided :—

YEAS, 10.

NAYS, 18.

Whereupon it was decided in the negative.

That the Committee then proceeded in the Bill and made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Perley,

The House went into Committee of the whole on a Bill to incorporate the Arestook Boom Company.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. Partelow,

The House went into Committee of the whole on a Bill to suspend a part of the Fifteenth Section of an Act, intituled "An Act to repeal all the Laws now in force for the organization and regulation of the Militia and to make further provision for the same."

Mr. Wilmot in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

The House adjourned until Monday morning next at 10 o'clock.

Monday, 6th March, 1843.*Prayers.*

Read a third time as engrossed,

A Bill to incorporate the Arestook Boom Company.

Resolved, That the Bill do pass.

Ordered, That Mr. Perley take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to suspend a part of the Fifteenth Section of an Act, intituled "An Act to repeal all the Laws now in force for the organization and regulation of the Militia, and to make further provision for the same."

Resolved, That the Bill do pass.

Ordered, That Mr. Partelow take the said Bill to the Council and desire their concurrence thereto.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Message :—

"New Brunswick.

"Message to the House of Assembly, 3d March, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor communicates to the House, the copy of a Resolution which he has this day passed in Council, in pursuance of their Address of the 28th ultimo.

"W. M. G. C."

The Document accompanying the foregoing Message, being read at the Clerk's Table, is as follows :—

EXTENSION OF TIME FOR PAYMENT ON TIMBER LICENCES.

In Council, 3d March, 1843.

Read an Address of the House of Assembly, dated 28th February, 1843, praying that His Excellency will be pleased to order the time of payment on all applications for Timber and Lumber to be extended to the first day of July next, upon security being given to the Crown; and also that the Lumber shall remain subject to the Crown Duties, and possession to be in the Crown, until such payment is made, according to the conditions of the respective securities, and subject to such other conditions as His Excellency may deem advisable to secure the rights of the Crown and to relieve the Lumberer; whereupon

Ordered, That the prayer of the Address be complied with, and that the Surveyor General be instructed to submit his views of the best mode of securing the Crown Duties thereon, for the consideration of the Lieutenant Governor in Council.

Extract from the Minutes.

WM. F. ODELL.

On motion of Mr. Williston,

The House again went into Committee of the whole on a Bill in amendment of the Acts now in force regulating and declaring the qualification of Jurors.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again under their consideration had agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Hazen,

The House went into Committee of the whole on a Bill to authorize the Mayor, Aldermen and Commonalty of the City of Saint John to lay out and open a Street in the said City in continuation of John or Water Street, (so called) Southwardly to the prolongation of Saint James' Street.

Mr. Brown in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On

On motion of Mr. Scoullar,

The House went into Committee of the whole on a Bill better to define the line between Queen's County and the County of Sunbury.

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. Hazen moved for leave to present a Petition from the President, Directors and Company of the Bank of New Brunswick, praying an amendment in the Act 4 Wm. IV. cap. 43, to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and lie on the Table.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto, resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow :—

Resolved, That there be granted

To the Clerk of the Legislative Council in General Assembly the sum of £150 for his services during the present Session.

To the Clerk of the House of Assembly the sum of £—— for his services during the present Session.

It was moved that the blank be filled up with the sum of £150;—and upon the question, the Committee divided as follows :—

YEAS.

The Hon. Mr. Speaker,
Mr. Hill,
Thomson,
Brown,
Wark,
Payne,
Barker,
Scoullar,
Partelow,
Allen,
End,
Alexandre,
Smith,
Taylor,
Stewart,
Barberie,
Williston.

NAYS.

The Hon. Mr. Simonds,
Mr. Palmer,
Hanington,
Burns,
Connell,
Perley,
Freeze,
Wilmot,
Fisher,
Boyd,
Rankin.

And it was thereupon carried in the affirmative, and the blank accordingly filled up with that sum.

To the Clerk Assistant of the Legislative Council in General Assembly the sum of £75 for his services during the present Session.

To the Clerk Assistant of the House of Assembly the sum of £75 for his services during the present Session.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £12,000 towards the encouragement of Parish Schools, agreeably to a Law of the Province.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding £100 to be applied in rewarding persons for apprehending Deserters from Her Majesty's Land Forces within this Province; provided always, that no greater sum than £5 be paid for the apprehension of any one Deserter.

To the Master in Chancery appointed to carry Messages from the Legislative Council to the House of Assembly the sum of £40.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £91 5s. to enable the Province Treasurer to pay John Abrams for his services as Tide Waiter at Saint John for the year 1843.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £60 for the services of a Tide Surveyor at Miramichi for the year 1843.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding £300 to encourage the destruction of Bears and Wolves, agreeably to a Law of the Province.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the following sums for Grammar Schools for the year 1843, agreeably to a Law of the Province :—

For the Grammar School in Westmorland the sum of £100 ;

For the Grammar School in Saint John the sum of £150 ;

For the Grammar School in King's County the sum of £100 ;

For the Grammar School in Queen's County the sum of £100 ;

For the Grammar School in the County of Charlotte the sum of £100 ;

For the Grammar School in the County of Sunbury the sum of £100 ;

For the Grammar School in the County of Northumberland the sum of £100 ;

For the Grammar School in the County of Gloucester the sum of £100 ;

For the Grammar School in the County of Carleton the sum of £100 ;

For the Grammar School in the County of Restigouche the sum of £100 ;

For the Grammar School in the County of Kent the sum of £100.

To James Biggs and George Turner the sum of 20s. per diem, each, during the present Session, for their attendance on the Legislative Council and House of Assembly with their Stages during the hours of business.

To the Librarian of the Legislative Library the sum of £60 for his services to the end of the present Session.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £500 to reimburse in part the Overseers of the Poor for the City of Saint John for expenses incurred in the year 1842 in the support of the Temporary Provincial Lunatic Asylum there established.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed; and leave to sit again granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to repeal an Act, intituled "An Act relating to the Market in Fredericton," and to make other provisions relating thereto,

Without any amendment.

On motion of Mr. Partelow,

Ordered, That the House do on Thursday next the ninth instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

Mr. Burns, a Member for the City of Saint John, applies for leave of absence for a few days, upon important private business ; which was granted to him.

Mr. Hanington, Chairman of the Committee appointed and sworn to try the several matters set forth in the Petition of John Ambrose Street, Esquire, and others, complaining of the undue election and return of John T. Williston, Esquire, as a Member for

for the County of Northumberland, reports to the House—That Sylvester Z. Earle, and John Earle, Esquires, two of the Members of the said Committee, were absent at the time to which they had adjourned this day.

The said Sylvester Z. Earle and John Earle, Esquires, being now in their seats, submitted to the House a statement, verified upon oath, setting forth the causes of their absence, as required by the Act regulating controverted Elections; which were considered satisfactory.

On motion of Mr. Payne,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt, and also to levy an assessment annually to meet the contingent expenses of said County.

Mr. Thomson in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had made amendments thereto, and then agreed to the said Bill, under the title of—

A Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt.

Ordered, That the Report be accepted, and the Bill engrossed, as amended, under the amended title.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Messages:—

"New Brunswick.

" Message to the House of Assembly, 4th March, 1843.

" W. M. G. COLEBROOKE, *Lt. Governor.*

"The Lieutenant Governor lays before the House an application from Mr. End, Queen's Counsel, for remuneration for services performed by him, which he recommends to the consideration of the House.

" W. M. G. C."

"New Brunswick.

" Message to the House of Assembly, 6th March, 1843.

" W. M. G. COLEBROOKE, *Lt. Governor.*

"The Lieutenant Governor communicates to the House of Assembly the copy of a Letter from the Lieutenant Governor of Prince Edward's Island, with a Memorial from the Steam Navigation Company of that Island, which he recommends to their consideration.

" W. M. G. C."

The Letter communicated by the foregoing Message, being read at the Clerk's Table, is as follows:—

STEAM COMMUNICATION FROM PRINCE EDWARD ISLAND.

(Copy.)

Government House,

Prince Edward's Island, February 20, 1843.

SIR,—I beg leave to present to your notice the enclosed memorial addressed by the Steam Navigation Company of this Island to the Houses of Legislature in the Province of New Brunswick.

I feel satisfied that this memorial will receive from your Excellency every attention which it merits; and from the liberality always evinced by your Excellency's Government, I have every reason to hope that it will be favorably received.

I have, &c.

(Signed)

H. V. HUNTLEY, *Lt. Gov.*

His Excellency Sir Wm. Colebrooke, &c. &c. &c.

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House—

Return from the Honorable George Shore, Clerk of the Pleas in the Supreme Court, of Summary Suits instituted in that Court, which have been brought to Judgment, with the costs thereon; the same being furnished under an Address of the House

House to His Excellency of the 7th day of February last;—accompanying which Return is a Letter from the Clerk of the Pleas, in explanation of the said Return.

This Letter being read at the Clerk's Table, is as follows:—

SUMMARY ACTIONS IN SUPREME COURT.

(Copy.)

Fredericton, 9th February, 1843.

MAY IT PLEASE YOUR EXCELLENCY,

In pursuance of Your Excellency's directions, contained in a communication this day received from the Honorable Mr. Secretary Odell, I have the honor to report, that it is impossible for me to furnish all the information required by the terms of the Address of the Assembly, as I have no means of ascertaining from any documents in my office or under my control, the number of suits which are settled before entry; nor can I furnish any information in regard to suits entered and not proceeded with, many of which are settled without my knowledge or any taxation of costs, and many may be yet pending. But I could furnish the number of Summary Cases upon which judgment has been obtained, and also the amount of costs, if considered necessary. The costs, however, seldom exceed three pounds five shillings, when the Process is served within a short distance of the Sheriff's residence, the expense of service of course increasing according to the distance that officer may have to travel.

In litigated cases no general sum can be assumed for costs, as they must vary according to the number of witnesses summoned to attend the trial, &c. &c.

I have, &c.

(Signed)

GEO. SHORE,
Clerk of the Pleas, Sup. Court.

His Excellency Sir William Colebrooke, K. H., Lieut. Governor, &c. &c. &c.

On motion of Mr. Brown,

Ordered, That the Petition of the Justices of the Peace for the County of Charlotte, praying aid towards paying off the County Debt, and which was presented to the House on the 20th day of February last, and ordered to lie on the Table, be referred to the Committee of Supply.

Upon the question being put thereon, the House divided—

YEAS, 6.

NAYS, 18.

And so it was decided in the negative.

On motion of Mr. Taylor,

Ordered, That the Petition of George Cheyne, praying to be allowed the amount agreed upon with the late Supervisor for the new line of Road from Fredericton to Woodstock, on the western side of the River Saint John, as a compensation for damage sustained in making an alteration in that part of the said line of Road leading through his property in the Parish of Dumfries, which Petition was presented to the House on the 14th day of February last, and ordered to lie on the Table, be now referred to the Committee of Supply.

On motion of the Honorable Mr. Simonds,

Ordered, That the Petition from Edmund Ward, Assistant Emigrant Agent, at Fredericton, praying that a grant may pass to defray certain expenses incurred for relief to Emigrants, and which was laid before the House on the 3d instant, by command of His Excellency the Lieutenant Governor, be referred to the Committee of Supply.

Mr. Hill moved for leave to bring in a Bill to repeal all the Laws now in force relating to the establishment and support of Grammar Schools in this Province.

And the question being taken, that the Order of the House, limiting the time for bringing in Bills, be dispensed with, it was carried in the affirmative, and leave to introduce the Bill granted.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 7th March, 1843.

Prayers.

Read a third time as engrossed,

A Bill in amendment of the Acts now in force regulating and declaring the qualification of Jurors.

Resolved, That the Bill do pass.

Ordered, That Mr. Williston take the said Bill to the Council and desire their concurrence thereto.

Read

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on the 3d and 6th days of March instant.

Ordered, That Mr. Palmer take the said Resolutions to the Council and desire their concurrence thereto.

On motion of Mr. Partelow,

The House again went into Committee of the whole on a Bill to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the inhabitants thereof for a loss sustained by William Kilpatrick, in consequence of the Fire in Portland, in August, 1841.

Mr. Brown in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again under their consideration, had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. Partelow,

The House went into Committee of the whole on a Bill to authorize the Justices of the Peace for the City and County of Saint John to make an assessment for payment of Angus M'Afee's loss in consequence of the Great Fire in Portland, in August, 1841.

Mr. Brown in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

Mr. End moved for leave to present a Petition from Pierre Roi, praying compensation for teaching a School at Little Roche, in the County of Gloucester, for a period of eighteen months ending in October last.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and referred to the Committee on School Petitions to report thereon.

On motion of Mr. Perley,

Resolved, That the Petition from John Glazier, Leonard R. Coombes, Francis Rice, Francis E. Beckwith and 95 others, praying that a grant may pass to remove certain obstructions in the Grand Falls in the River Saint John, and which was presented to the House on the 23d day of February last, and ordered to lie on the Table, be referred to a Select Committee to report thereon.

Ordered, That Mr. Perley, Mr. Payne and Mr. End do compose the said Committee.

Mr. Hazen moved for leave to bring in a Bill to amend an Act, intituled "An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand."

The Order of the House, limiting the time for bringing in Bills, being in this instance dispensed with, leave was granted; and

The said Bill being brought in was read a first time.

On motion of Mr. Scoullar,

The House went into Committee of the whole on a Bill to alter and amend the Laws now in force regulating Attornies Fees in the Supreme Court and Courts of Common Pleas in this Province.

Mr. Wark in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Partelow,

Resolved, That the Petition from the Justices of the Peace for the City and County of

of Saint John, praying that a grant may pass to reimburse the Overseers of the Poor for the Parish of Simonds an amount expended for the relief and support of Black Refugees in that Parish, which was presented to the House on the 25th day of February last, and ordered to lie on the Table, be now referred to the Committee of Supply.

Upon the question for adopting this Resolution, the House divided—

YEAS, 11.

NAYS, 7.

And it was thereupon carried in the affirmative.

On motion of Mr. Boyd,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct the Accounts from the Commissioners of Light Houses in this Province to be laid before the House.

Ordered, That Mr. Boyd, Mr. Payne and Mr. Perley be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Taylor,

The House again went into Committee of the whole on a Bill to restrain the operation of the Fifth Section of an Act, intituled "An Act for the support of the Civil Government of this Province," and also to regulate the manner of levying the Duty upon Timber, Masts, Spars and other description of Lumber.

Mr. Partelow in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. Wilmot,

Ordered, That the subsequent Account from the Office of the Auditor General, of Warrants drawn on the Casual Revenue since the 31st day of December last, and which was communicated to the House on the 27th day of February, under an Address to His Excellency of the 21st day of the same month, be referred to the Select Committee appointed on the 16th day of February to report upon the various Accounts connected with the Queen's Casual Revenue.

Mr. Taylor moved for leave to bring in a Bill to establish sundry regulations for the future disposal of Timber and other Lumber cut on Crown Lands.

The Order of the House, limiting the time for bringing in Bills, being in this instance dispensed with, leave was granted; and

The said Bill being brought in was read a first and second times.

On motion of Mr. Brown,

Ordered, That the House do on Friday next the 10th instant, go into Committee of the whole on a Bill to facilitate the negotiation of a Loan of Money in England to pay off the Public Debt.

On motion of Mr. Scoullar,

The House went into Committee of the whole on a Bill to alter and amend the Laws now in force relative to arrests for Debt and entering Bail in the Supreme Court and Courts of Common Pleas in this Province.

Mr. Brown in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, the following Resolution was moved:—

"Resolved, That the further consideration of the Bill be postponed for six months."

And upon the question, it was carried in the affirmative.

Ordered, That the Report be accepted.

On motion of Mr. Partelow,

The House went into Committee of the whole in further consideration of the several Messages received from His Excellency the Lieutenant Governor, as also other Documents laid before the House by His Excellency's commands.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The

The Chairman reported, that the Committee having the matters referred to them under their consideration, had passed Eight Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow:—

1st. *Resolved*, As the opinion of this Committee, That the several documents relative to an application from Captain H. H. Carmichael for a grant of land for his Military Services, and which was communicated to the House on the 14th day of February last, by command of His Excellency, should be referred by the House to a Select Committee to report thereon.

2d. *Resolved*, As the opinion of this Committee, That the Message of His Excellency the Lieutenant Governor of the 14th day of February last, with the documents accompanying the same, on the subject of a proposed exchange of lands in the Town of Fredericton with the Ordnance Department, should be referred by the House to a Select Committee to report thereon by Bill or otherwise.

3d. *Resolved*, As the opinion of this Committee, That the Message of His Excellency the Lieutenant Governor of the 14th day of February last, relative to the case of Thomas Lanham, a Private of Her Majesty's Sixty Ninth Regiment, with the correspondence accompanying the same, should be referred by the House to the Committee of Supply.

4th. *Resolved*, As the opinion of this Committee, That the Message of His Excellency the Lieutenant Governor of the 23d day of February last, communicating a Letter from the Honorable the Solicitor General, and an Account from that gentleman, claiming an allowance for conducting certain Criminal Prosecutions and other extra public services, should be referred by the House to a Select Committee to report thereon:—And that the Account of the Income and Expenditure of King's College, laid before the House by command of His Excellency on the same day, should be referred by the House to the same Committee.

5th. *Resolved*, As the opinion of this Committee, That the Message of His Excellency the Lieutenant Governor of the 25th day of February last, and which was communicated to the House on the 27th of the same month, accompanied by an Account of the Commissioners for the Provincial Penitentiary, as also their Annual Report, should be referred by the House to a Select Committee to report thereon.

6th. *Resolved*, As the opinion of this Committee, That the Communication from H. M. Watson, Esquire, Acting Deputy Postmaster General at Halifax, relative to the transmission of the Journals of the Legislature, laid before the House by command of His Excellency the Lieutenant Governor on the 27th day of February last, should be referred by the House to the Select Committee appointed on the 16th of the same month to prepare an Address to Her Majesty on the subject of the Post Office Establishment.

7th. *Resolved*, As the opinion of this Committee, That the estimate made up by Benjamin Wolhaupter, Esquire, one of the Commissioners for Government House, of the improvement and repairs required for the establishment during the current year:—As also the communication from the Collector of the Customs at Saint John, requesting that provision be made to meet the rent charge for the Customs Establishment in the building erected at that place by John Walker, for the accommodation of the several departments of Revenue, and which were laid before the House by command of His Excellency on the 27th day of February last, should be referred by the House to the Committee of Supply.

8th. *Resolved*, As the opinion of this Committee, That the communication from the Deputy Postmaster at Fredericton, relative to the Ferrying of the Mails at the Jemseg and Washademoak;—also the Petition from the Micmac Tribe of Indians residing at Richibucto, praying aid to purchase Seed, and for other pecuniary relief;—also the Petition from Thomas M'Gaghey, to be remunerated for services performed as a Constable in the year 1839, in the investigation of the burning of the Church at Grand Manan;—all which several documents were laid before the House on the 27th day of February last, by command of His Excellency the Lieutenant Governor, should be referred by the House to the Committee of Supply.

And the Chairman then further reported that he was directed to ask for leave to sit again.

Ordered,

Ordered, That the Report be accepted, the Resolutions reported by the Committee adopted by the House, and leave to sit again granted.

On motion of Mr. Partelow,

Resolved, That Select Committees be now appointed to carry into effect the several subjects recommended by the First, Second, Fourth and Fifth Resolutions now reported from the Committee of the whole House, when in further consideration of the Messages and other Documents received from His Excellency the Lieutenant Governor; thereupon

Ordered, That Mr. Fisher, Mr. End and Mr. Perley be the Committee to take under consideration the subject of the First Resolution, which relates to the application of Captain H. H. Carmichael for a grant of Land for his Military services, to report thereon.

Ordered, That Mr. End, Mr. Wilmot and Mr. Rankin be the Committee upon the subject of the second Resolution, which relates to the exchange of lands in the Town of Fredericton with the Ordnance Department, and that this Committee do report by Bill or otherwise.

Ordered, That Mr. Wilmot, Mr. Hazen, Mr. Thomson, Mr. Allen and Mr. Hanington be the Committee to take under consideration the several subjects of the Fourth Resolution, which relate to the claim of the Solicitor General for conducting Crown Prosecutions;—also the account of the Income and Expenditure of King's College, to report thereon.

Ordered, That Mr. Hazen, Mr. Scoullar and Mr. Fisher be the Committee to take under consideration the subject of the Fifth Resolution, which relates to the Provincial Penitentiary, to report thereon.

On like motion of Mr. Partelow,

Resolved, That the subject of the Sixth Resolution reported from the same Committee, and which relates to a communication from H. M. Watson, Esquire, Acting Deputy Postmaster General, as regards the transmission of the Journals of the Legislature, be referred to the Committee appointed on the 16th day of February last, to prepare an Address to Her Majesty the Queen, upon the subject of the Post Office Establishment in the Province.

On like motion of Mr. Partelow,

Ordered, That the several subjects of the Third, Seventh and Eighth Resolutions, which severally relate to Thomas Lanham, a Private of Her Majesty's Sixty Ninth Regiment—Estimate for the improvement and repairs of Government House—Rent of Custom House at Saint John—Ferrying Mails at Jemseg and Washademoac—Relief to Micmac Indians at Richibucto,—and remuneration to Thomas M'Gaghey for services as Constable on the investigation of the burning of Church at Grand Manan, be referred to the Committee of Supply.

On motion of Mr. Wilmot,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct the Returns of the Grammar Schools, as also those of the Parish Schools for the past year, to be laid before the House at an early day.

Ordered, That Mr. Wilmot, Mr. Wark and Mr. Brown be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Allen,

Resolved, That the Petition of John Craven, praying compensation for services performed as a Revenue Officer for the County of Carleton, and which was presented to the House on the 24th day of February last, and ordered to lie on the Table, be now referred to the Committee of Supply.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 8th March, 1843.

Prayers.

Read a second time—

A Bill to amend an Act, intituled “An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand.”

On motion of Mr. Scoullar,

The House again went into Committee of the whole on a Bill to alter and amend the Laws now in force regulating Attornies Fees in the Supreme Court and Courts of Common Pleas in this Province.

Mr. Wark in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their further consideration, had passed the following Resolution :—

“Resolved, That the further consideration of the Bill be postponed for three months.”

Ordered, That the Report be accepted.

On motion of Mr. Scoullar,

The House again went into Committee of the whole on a Bill better to define the Line between Queen’s County and the County of Sunbury.

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had passed the following Resolution :—

“Resolved, That the further consideration of this Bill be postponed for three months.”

Ordered, That the Report be accepted.

On motion of Mr. Hazen,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause an immediate inquiry to be instituted as to the practicability of effecting a reduction in the salaries of the Clerks and others on the Ordinary and Extra Indoor Establishment of the Crown Land Office, or a reduction by dispensing with the services of some of the Officers charged on the Ordinary or Extra Indoor Establishment of that Department, and that His Excellency will be further pleased to lay before the House the result of such inquiry.

Ordered, That Mr. Hazen, Mr. End and Mr. Wilmot be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. Partelow, from the Select Committee appointed on the 16th day of February last, to take under consideration various Accounts connected with the Queen’s Casual Revenue, submitted a further Report; and he having read the same, handed it in at the Clerk’s Table, where it was again read, and is as follows :—

“The Select Committee to whom were referred the several Accounts and Documents relating to the Receipts and Expenditure of the Queen’s Casual Revenue, including the Accounts of the Crown Land Office, the Civil List, and other disbursements on account of that Revenue, having had under their examination the Schedule of Warrants drawn on the Queen’s Casual Revenue from the 31st December, 1842, to the 22d February, 1843, beg leave to offer the following further Report :

“No. 1. Is a Schedule of Warrants drawn on the Queen’s Casual Revenue for the above period, chargeable thereon, amounting to £933 3 5 as follow :—

Schedule of Warrants drawn on the Queen's Casual Revenue from the 31st of December, 1842, to the 21st of February, 1843.

No. of Warrant.	Date.	In whose favor.	Amount.		On what account.
			£ s. D.	£ s. D.	
441	1843 Jan. 4	Doctor Gesner,		42 7 6	Balance of his Account for exploring the Tobique, Grand and Restigouche Rivers.
442	10	Samuel L. Wilmot,	126 0 0		{ Amount advanced them to enable them to procure vouchers from Chainbearers, Labourers, &c. Order in Council, 23d Sept. 1842.
...	...	Alexander M'Neil,	15 10 0		
...	...	L. B. Rainsford,	6 7 6		
				147 17 6	
443	28	Joseph Hunter,		4 0 0	For making out yearly return of Timber for the information of the Legislature of Canada.
...	...	Francis Beverley,	12 1 1		Stationery for Crown Land Office, from 16th Mar. to 27th Aug. 1842.
...	...	Thomas O'Keleher,	200 0 0		Cancelled.
...	...			212 1 1	
...	...	Michael Carruthers,	58 11 0		Seizing dues on 1171 Tons of Timber
...	...	William Mahood,	20 11 3		Seizing dues on 235 M. Superficial Feet of Lumber.
...	...	Justin Sphann,	4 12 6		Instruments for Crown Land Office.
...	...	H. M. G. Garden,	26 4 0		Surveying Land.
				109 18 9	
444	...	Robert Snell,	5 0 0		Do. do.
...	...	H. M. G. Garden,	6 10 0		For tracing and exploring lines.
...	...	William Mahood,	24 5 6		Surveying Land.
...	...	John Cunningham,	53 15 0		Do. do.
...	...	Andrew Blair,	81 0 0		Do. do.
...	...	John Simpson,	105 0 9		Printing for Crown Land Office.
...	...	John Davidson,	18 0 0		Surveying Land.
...	...	Samuel Barker,	0 4 0		Cartage for Crown Land Office.
...	...	Robert Lipsett,	0 14 0		Do. do. do.
...	...	William Reynolds,	0 8 0		{ Stationery for Crown Land Office.
...	...	Ditto,	0 9 8		
...	...	William B. Phair, Jun.	1 8 11		Keel for Crown Land Office Boat.
...	...	John Livingston,	3 0 0		Auditor's Contingencies.
...	...	Francis Beverley,	0 18 1		Stationery for Office of Audit.
...	...	John Kelly,	0 10 0		Carriage of Deputy Treasurer's Account from Miramichi.
...	...	R. Miller,	0 4 0		Cartage for Office of Audit.
...	...	H. M. G. Garden,	11 2 6		For surveying Land.
...	...	L. B. Rainsford,	28 0 0		For inspecting Timber.
...	...	Joseph Whittiker,	0 12 6		For Office of Audit Contingencies.
...	...	William J. Bedell,	0 15 6		For Stationery for Office of Audit.
...	...	Richard Bailey,	4 5 0		For Wood for do. do.
...	...	Samuel Akerley,	1 3 9		For Contingencies for Office of Audit
...	...	Joseph Whittiker,	1 17 6		For Bark for Crown Land Office.
...	...	Anthony Stewart,	10 3 6		For Contingencies for do.
				359 8 2	
446	30	William B. Phair,	10 0 7		Sur. Gen. Postage to 6th Jan. 1843.
...	...	Ditto,	28 11 10½		Auditor Gen. Postage to 7th Jan. 1843.
				68 12 5½	
447	...	Hugh J. Hansard,		5 8 4	Amount of Craven's Bill for work on the Royal Road in 1837.
449	...	President and Directors of the Central Bank,		64 4 8	For Timber cut on the Tobique Mill Company Land. Ordered in Council, 26th January, 1843.
450	Feb. 6	Hon. William Black,	5 16 8		One Journey. { To attend the Executive Council previous to the 31st Dec. 1842. Ordered in Council, 4th Feb. 1843.
...	...	Hon. C. Simonds,	11 13 4		Two do. {
...	...	Hon. William Crane,	21 0 0		Do. do. {
...	...	Hon. Joseph Cunard,	10 10 0		One do. { All payments on this Ac't. discontinued since 1842.
				49 0 0	
452	8	Abraham Gesner,		68 0 0	Balance due for his time whilst surveying the Tobique, Grand and Restigouche Rivers, and the Public Lands through which they flow. Ordered in Council, 4th Feb. 1843.
453	11	Nathan Smart,		2 5 0	Deposit on Timber returned. Ordered in Council, 25th January, 1843.
				£1,133 3 5½	
Less, Thomas O'Keleher's Warrant cancelled,				200 0 0	
				£933 3 5½	

"No. 2. Is a Schedule of Warrants drawn on the Queen's Casual Revenue from the 31st December, 1842, to the 21st February, 1843, "to be refunded," amounting to £215 9 2 as follow :—

Schedule of Warrants drawn on the Casual Revenue from the 31st December, 1842, to the 21st February, 1843, to be refunded.

No. of Warrant	Date	In whose favor.	Amount.	On what account.
445	1843 Jan. 28	William F. Odell,	£ s. D. 90 16 6½	Contingencies of Office for the year 1842. Ordered in Council, 24th January, 1843
part of 446	30	William B. Phair,	50 12 1½	Lieut. Governor's Postage to 7th January, 1843.
...	...	Ditto,	55 10 6½	Provincial Secretary's Postage to 7th January, 1843.
448	...	George Shore,	11 8 0	Stationery and Postage of Adjutant General's Office. Ordered in Council, 26th January, 1843.
451	Feb. 8	Edmund Ward,	7 2 0	Office Rent and Fuel as Emigrant Agent.
			£215 9 2½	

F. P. ROBINSON.

Office of Audit, 24th February, 1843.

"In Schedule No. 1, your Committee observe, that two sums have been paid to Dr. Gesner, viz:—£42 7 6 balance of his account on the 4th January last, for exploring the Tobique, Grand and Restigouche Rivers, and £68 on the 8th February, balance due him for his time whilst surveying the Tobique, Grand and Restigouche Rivers, and the Public Lands through which they flow.

"As both these sums appear to be for the same service, and both stated as balances due, your Committee are of opinion that further information should be obtained regarding them, as well as the two amounts of £75 each, paid to this gentleman, on account of this and another service, as appear in the Schedule of Warrants reported upon by your Committee on the 20th February last; and that therefore an humble Address should be presented to His Excellency the Lieutenant Governor, praying that His Excellency will direct to be laid before this House Dr. Gesner's account, shewing the particular services rendered which caused such Warrants to be drawn, and copies of any instructions given him before undertaking the same.

"The Warrants drawn per Schedule No. 2, to the particulars of which your Committee refer, amounting to £215 9 2, your Committee are of opinion are not chargeable upon the Revenue, and from what source the amount is "to be refunded," they are at a loss to discover. The Postage and Stationery charge for the Adjutant General's Office forms a new feature in the account.

"The remarks of your Committee, contained in their former Report, are equally applicable to the items referred to.

"Respectfully submitted.

J. R. PARTELOW,
L. A. WILMOT,
R. L. HAZEN,
JAMES BROWN,
D. HANINGTON.

"Committee Room, March 8, 1843."

Ordered, That the Report be accepted; and

On motion of Mr. Partelow; further

Ordered, That the said Committee be again continued, in order that they may make further report upon the matters referred to their consideration.

On motion of Mr. Partelow,

Whereas it appears by the Schedule of Warrants drawn on the Queen's Casual Revenue, laid before the House on the 27th day of February last, that Warrants to the amount

amount of two hundred and sixty pounds seven shillings and six pence, have, at four several periods, been drawn in favor of Doctor Abraham Gesner, the last of which for sixty eight pounds, bears date on the 8th day of that month, and appears to be the balance then due him for sundry services as are stated in the said Schedule; therefore

Resolved, that an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct to be laid before the House the account of Doctor Gesner, particularising the services for which those Warrants have been drawn, and copies of any instructions given him before undertaking the same.

Ordered, That Mr. Partelow, Mr. Smith and Mr. Fisher be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill relating to the Sale of Crown Lands.

Mr. Thomson in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 9th March, 1843.

Prayers.

On motion of Mr. Taylor,

The House went into Committee of the whole on a Bill to establish sundry regulations for the future disposal of Timber and other Lumber cut on Crown Lands.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill before them, and the Second Section being under their consideration, which provides for the payment of the Fee to be charged upon the issuing of every Licence to cut Timber, and the renewal thereof, for each and every square mile granted in and by such Licence;

When it was moved—That the same be fixed at seven shillings and six pence.

And upon the question, the Committee divided as follows:—

YEAS.

Mr. Rankin,
End,
Brown,
Wark,
Taylor,
Perley,
Connell,
Scoullar.

NAYS.

The Hon. Mr. Speaker,
Mr. Thomson,
Freeze,
Payne,
Barker,
Hazen,
Partelow,
Jordan,
Williston,
Allen,
Alexandre,
Palmer,
Smith.

And so it was decided in the negative.

It was then moved—That the same be fixed at the sum of ten shillings for each and every square mile.

And upon the question, it was carried in the affirmative.

That the Committee then went through the Bill, and after making amendments thereto, agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed as amended.

Mr.

Mr. Palmer, pursuant to leave granted, brought in a Bill to appropriate a part of the Public Revenue to the payment of the Ordinary Services of the Province; which was read a first time.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Account made up at the Office of the Auditor General, shewing payments made in each year, since 1839, for Surveys of Land.

[See Appendix.]

On motion of Mr. Wilmot,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to order to be prepared and laid before the House at an early day, a Return of the Collegiate School in Fredericton, specifying the number of Pupils in attendance in the Classic Department, as well as the number attending the English Department only, at the Examinations of June and December last.

Ordered, That Mr. Wilmot, Mr. End and Mr. Wark be a Committee to wait upon His Excellency with the Address.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to authorize the extension of the Gaol Limits in the Parish of Fredericton : and

The Bill relating to Trespasses :

With amendments, to which they desire the concurrence of the Assembly.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House accordingly resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow :—

Resolved, That there be granted

To the Commissioners of Light Houses in the Bay of Fundy the following sums to pay for the services for the year 1843 :—

To the Keeper of the Light House on Gannet Rock, and his Assistants, the sum of £160;

To the Keeper of the Light House on Thrum Cap, Quaco, the sum of £80;

To the Keeper of the Light House on Point LeProe the sum of £75;

To the Keeper of the Light House on Partridge Island the sum of £75;

To the Keeper of the Beacon Light the sum of £75;

To the Keeper of the Light House on Campo Bello the sum of £90;

To the Keeper of the Light Houses on Machias Seal Island the sum of £100;

To the Keeper of the Light House in the Harbour of Saint Andrews the sum of £30;

To the Keeper of the Light House on Cape Enrage the sum of £75 for his services.

To the Commissioners of Light Houses in the Gulph of Saint Lawrence, the sum of £75, to provide for the services of a Keeper for the year 1843; at the Light House on Point Escuminac.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £22 10s. for a Tide Surveyor at Shippegan and Carraquet, in the County of Gloucester, for the year 1843.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £22 10s. for a Tide Waiter at Bathurst, in the County of Gloucester, for the year 1843.

To

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £30 to provide for a Tide Waiter at Dalhousie, in the County of Restigouche, for the year 1843.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed, and leave to sit again granted.

On motion of Mr. Partelow,

Ordered, That the House do on Tuesday the 14th day of March instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

On motion of Mr. Partelow,

Ordered, That the Order of the Day of the 3d day of March instant, for going into Committee of the whole House in consideration of Ways and Means of raising a Revenue in the Province, be discharged, and stand the Order of the Day for Saturday the 11th instant.

On motion of Mr. Fisher,

Ordered, That the House do on Monday next, the 13th instant, resolve itself into Committee of the whole on a Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly.

Mr. Partelow, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, upon the subject of the Warrants on the Queen's Casual Revenue issued to Doctor Abraham Gesner, as well as the instructions given to that gentleman, reported, that they had attended thereto, and that His Excellency was pleased to say, that the information asked for should be furnished.

Mr. Wilmot, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of Tuesday the 7th instant, praying that the Returns of the Grammar Schools, as also those of the Parish Schools for the past year, may be laid before the House, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would comply with the wishes of the House.

Mr. Boyd, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Address of the House of Tuesday the 7th instant, praying that His Excellency would be pleased to direct to be laid before the House the Accounts from the Commissioners of Light Houses, reported, that they had attended thereto, and that His Excellency was pleased to say, he would have much pleasure in complying with the wishes of the House.

Mr. Hazen, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of yesterday, praying that His Excellency would be pleased to cause an immediate inquiry into the practicability of effecting a reduction in the salaries of the Clerks and others, on the Ordinary and Extra Indoor Establishment of the Crown Land Office, or a reduction by dispensing with the services of some of the Ordinary or Extra Indoor Officers of that Establishment, reported, that they had attended to that duty, and that His Excellency was pleased to say, that he would cause the necessary inquiry to be instituted, and lay the result of the same before the House.

On motion of Mr. Partelow,

Resolved, That a Committee be appointed to search the Journals of the Honorable the Legislative Council, to ascertain what proceedings have been had on a Bill to suspend a part of the Fifteenth Section of an Act, intituled "An Act to repeal all the Laws now in force for the organization and regulation of the Militia, and to make further provision for the same."

Ordered, That Mr. Partelow and Mr. Fisher be the Committee for that purpose.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 10th March, 1843.

Prayers.

Read a second time—

A Bill to appropriate a part of the Public Revenue to the payment of the Ordinary Services of the Province.

Mr. Fisher, Chairman of the Select Committee to try the matter of the Petition against the return of Lewis Burns, Esquire, a Member for the City of Saint John, communicated to the House that they had closed the investigation, and submitted their Report, which he read, and handed the same in at the Clerk's Table, where it was again read, and is as follows :—

“The Select Committee appointed to take into consideration the Petition of William H. Street, Esquire, and others, against the return of Lewis Burns, Esquire, as a Member for the City of Saint John, unanimously Report—That from the evidence adduced before the said Committee, it appears that the said William H. Street, Esquire, had a majority of good votes at the late Election for the City of Saint John, and that he is entitled to his Seat as a Member of this House in the room of the said Lewis Burns, Esquire. The Committee further unanimously Report, that the opposition to the said Petition was not frivolous and vexatious.

“CHARLES FISHER, *Chairman.*

“*Committee Room, 10th March, 1843.*”

Whereupon—On motion of Mr. Fisher,

Ordered, That the Clerk of the Crown in Chancery do forthwith attend this House with the Writ issued to the High Sheriff for the City and County of Saint John, for the Election of Members to serve in the General Assembly for the said City, with the Return of the said Sheriff thereto, in order that the said Return may be amended, by erasing the name of Lewis Burns, Esquire, therefrom, and inserting the name of William H. Street, Esquire, in place thereof.

The Clerk of the Crown in Chancery having attended with the said Writ and Return, in obedience to the foregoing order, and the alteration being made in the said Return, by erasing the name of Lewis Burns, and inserting that of William Henry Street, the said Writ and Return, so amended, were then handed back to the said Clerk of the Crown in Chancery, who then retired; when

On motion of Mr. Fisher,

Resolved, That a Committee be appointed to attend the Commissioner with Mr. Street, and see him qualified.

Ordered, thereupon, That Mr. Fisher and Mr. Hazen be the Committee for that purpose.

Mr. Fisher, from the Committee to attend the Commissioner with Mr. Street, reported, that they had been before the Commissioner, and that Mr. Street had taken the Oaths prescribed by Law, and subscribed the Declaration in their presence.

Whereupon Mr. Street took his Seat.

On motion of Mr. Fisher,

The House proceeded to take into consideration the amendment made by the Legislative Council to

The Bill to authorize the extension of the Gaol Limits in the Parish of Fredericton.

The amendment being thrice severally read, is as follows :—

At A expunge the words “or Special Sessions.”

And the question being put thereon—

Resolved, That the House do concur therein.

Ordered, That Mr. Fisher do return the Bill, with the amendment, to the Council, and acquaint them therewith.

On motion of Mr. Palmer,

That the House proceed to take into consideration the amendments made by the Legislative Council to

The Bill relating to Trespasses;

Upon the question, it was decided in the negative.

Mr.

Mr. Palmer then moved for leave to bring in a Bill to amend the Acts relating to Trespasses.

Leave granted.

The said Bill being brought in was read a first time.

On motion of Mr. Brown,

That the House proceed to the Order of the Day of the 7th instant, to go into Committee of the whole on a Bill to facilitate the negotiation of a Loan of Money in England to pay off the Public Debt,—

The Order of the Day being read, the House according thereto resolved itself into Committee of the whole on the said Bill.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair

The Chairman reported, that the Committee having the Bill under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to provide for the greater safety of Passengers on board of Steam Boats, With amendments, to which they desire the concurrence of the Assembly.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House the following Documents :—

Report from the Auditor General on the Accounts of Her Majesty's Attorney General, for the year 1842 :

Return from the Central Bank for period ending 6th March instant :

Return from Central Fire Insurance Company made up to 7th March instant.

[*See Appendix.*]

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 11th March, 1843.

Prayers.

On motion of Mr. Barberie,

Ordered, That Mr. Botsford, one of the Members of the Select Committee to try the matters of the Petition of John Ambrose Street, Esquire, and others, complaining of the undue election and return of John T. Williston, Esquire, as a Member for the County of Northumberland, have leave of absence for this day, he being prevented from attending the Committee at the hour to which they had adjourned, in consequence of indisposition.

Read a second time—

A Bill to amend the Acts relating to Trespasses.

On motion of Mr. Partelow,

Ordered, That Mr. Street be added to the Committee appointed on the 31st day of January last, and to whom were referred all matters which might in any way affect the Trade of the Province, in the room of Lewis Burns, Esquire, whose seat has been declared vacated.

On like motion of Mr. Partelow,

Ordered, For the same reason, that Mr. Street be added to the Committee appointed on the 24th day of February last, to report upon the subject of certain alterations in the Charter of the City of Saint John.

On motion of Mr. Allen,

Ordered, That Mr. Hazen be added, in the place of Mr. Burns, for the like cause, to the Committee appointed on the 31st day of January last, to whom should be referred all matters which might arise and be supposed to affect the Privileges of the House.

On

On motion of Mr. End,

Ordered, That Mr. Freeze be added, in the place of Mr. Burns, for the like cause, to the Committee appointed on the 31st day of January last, to take into consideration all matters relating to the Finances of the Province.

On motion of Mr. Partelow,

The House proceeded to take into consideration the amendments made by the Legislative Council to

The Bill to provide for the greater safety of Passengers on board of Steam Boats.

The amendments being thrice severally read, are as follow :—

At A in Section I. insert the words “two of which shall be Life Boats.”

At B in Section III. insert the words “six Lanterns and.”

At C in Section IV. insert the words “six Lanterns.”

At D in Section VI. expunge the words “one Commissioner residing at each of the following places, that is to say—In the City of Saint John, Indian Town, in the Parish of Portland, and Fredericton, and Town of Saint Andrews, and Miramichi, in the County of Northumberland,” and insert the words “three Commissioners resident at the City of Saint John, for the Harbour and River Saint John, and the Bay of Fundy, and the Harbours and inland waters of the County of Charlotte; and also three Commissioners residing at Miramichi, in the County of Northumberland, for the Rivers, Harbours or inland waters and Coasts of this Province within the Gulph of Saint Lawrence.”

At E insert the word “Lanterns.”

At F expunge Section VII. and insert two new Sections as follows, and alter the numbers of the remaining Sections :

“VII. And be it enacted, That the Commissioners at the respective places before mentioned, or any two of them, shall have full power and authority, and are hereby required to make such Rules and Regulations for the better management of Steam Vessels in navigating the Inland Waters and Harbours of this Province, and on the Coast within the district thereof for which they may be appointed, by directing the showing of a Light or Lights during the Night, the shore to be kept nearest to when ascending or descending the River Saint John and other Rivers, and how Sailing Vessels shall be passed, in order to prevent collisions and accidents; and every Master, Commander or Owner, violating such Rules and Regulations, shall be subject not only to the penalties of the Fifth Section of this Act, but also be liable for any damage sustained in consequence of such violation.”

“VIII. And be it enacted, That no such Steam Vessel shall be entitled to or allowed a clearance at any of the Custom Houses in this Province, until it shall be made to appear to the Collector of Her Majesty's Customs at the Port where such Steamer shall require a clearance, by a Certificate from the said Commissioners or any two of them, that such Steamer is equipped in every respect as is required by the several provisions of this Act, and the said Collectors respectively are hereby directed not to make any such clearance until a satisfactory Certificate from the said Commissioners or any two of them to that effect shall be lodged with him or them: Provided always, that no such Certificate shall be required to be produced to such Collector more than once in every month by every such Steamer.”

And the question being put thereon—

Resolved, That the House do concur therein.

Ordered, That Mr. Partelow do return the Bill, with the amendments, to the Council, and acquaint them therewith.

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the inhabitants thereof, for a loss sustained by William Kilpatrick, in consequence of the Fire in Portland, in August, 1841.

Resolved, That the Bill do pass.

Ordered, That Mr. Partelow take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace for the City and County of Saint John

to make an assessment for payment of Angus M'Affee's loss, in consequence of the Great Fire in Portland, in August, 1841.

Resolved, That the Bill do pass.

Ordered, That Mr. Partelow also take this Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt.

Resolved, That the Bill do pass.

Ordered, That Mr. Payne take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Hazen,

The House went into Committee of the whole on a Bill to grant a Patent to James B. Toldervy for the application of Electro Magnetic Power to Clocks and Time Pieces.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Perley,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to appoint two Commissioners to explore a line of Road from the Little Madawaska River to the River Saint Francis, on the North side of the River Saint John; and that this House will provide for the expense of such exploration at the next Session of the Legislature, provided the same does not exceed the sum of thirty pounds.

Ordered, That Mr. Perley, Mr. Connell and Mr. Fisher be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Hazen,

The House went into Committee of the whole on a Bill to amend the Law relating to the Practice in the Inferior Courts of Common Pleas, and render the same uniform in the several Counties.

Mr. Thomson in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Hazen,

Ordered, That Mr. End be substituted in his place on the Committee appointed on the 7th day of March instant, to take under consideration the several documents communicated to the House on the 27th of the same month, by command of His Excellency the Lieutenant Governor, relative to the Provincial Penitentiary, in consequence of Mr. Hazen being one of the Commissioners of that Establishment.

On motion of Mr. Fisher,

Resolved, That the Petition from Joseph Gaynor, Asa Coy, Thomas R. Robertson, Esquires, and others, inhabitants of Fredericton, relative to a proposed exchange of certain Lands for Lands held by the Ordnance Department, and which was presented to the House on the 22d day of February last, and ordered to lie on the Table, be referred to the Committee appointed on the 7th instant to take that subject under consideration.

Mr. Partelow, from the Committee appointed on the 9th instant, to search the Journals of the Honorable the Legislative Council to ascertain what proceedings have been had on a Bill to suspend a part of the Fifteenth Section of an Act, intituled "An Act to repeal all the Laws now in force for the organization and regulation of the Militia,

Militia, and to make further provision for the same," reported, that they had attended thereto, and received from the Clerk of the Council the following extract from the Journals of that House, viz:—

"LEGISLATIVE COUNCIL CHAMBER,

Wednesday, 8th March, 1843.

PRESENT :

THE HON.

*Mr. Shore,
Mr. Cunard,
Mr. Robinson,
Mr. Botsford,
Mr. Chandler,
Mr. Wyer.*

*Mr. Baillie,
Mr. Allanshaw,
Mr. Saunders,
Mr. Lee,
Mr. Street,*

"The Honorable Mr. Shore sat President.

"On motion—

"The Bill to suspend a part of the fifteenth Section of an Act, intituled "An Act to repeal all the Laws now in force for the organization and regulation of the Militia," and to make further provision for the same, was read a second time.

"ORDERED, That the twenty third Rule of this House be dispensed with as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

"The Honorable Mr. Baillie took the Chair.

"After some time the House resumed.

"The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

"ORDERED, That the Report be received; and it was thereupon

"RESOLVED, That the further consideration of the said Bill be postponed for three months."

True Extract.

WILL. TYNG PETERS, *Clerk.*

On motion of Mr. Fisher,

The House again went into Committee of the whole on a Bill relating to the sale of Crown Lands.

Mr. Thomson in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

The House adjourned until Monday morning next at 10 o'clock.

Monday, 13th March, 1843.

Prayers.

Read a third time as engrossed,

A Bill to restrain the operation of the Fifth Section of an Act, intituled "An Act for the support of the Civil Government of this Province," and also to regulate the manner of levying the Duty upon Timber, Masts, Spars, and other descriptions of Lumber; when

On motion of Mr. Gilbert,

Resolved, That the House do again go into Committee of the whole in consideration of the said Bill.

And upon the question being taken for the recommitment of the said Bill, it was carried in the affirmative, and the House accordingly again resolved itself into Committee thereon.

Mr. Partelow in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The

The Chairman reported, that the Committee having the Bill again before them, and the First Section, as before agreed to by the said Committee, being brought under their consideration ;

It was moved—That the following Proviso be expunged therefrom, viz :—

“And provided further, that nothing in this Act shall extend or be construed to extend to impose any Duty upon Timber or other description of Lumber cut upon Lands in any part of the United States, and passed down the River Saint John, and actually and bona fide shipped to the said United States.”

Upon the question, the Committee divided as follows :—

YEAS.

Mr. Hill,
Boyd,
Brown,
Thomson,
J. Earle,
Gilbert,
S. Earle,
Freeze,
Hazen,
Jordan,
Botsford,
Hanington,
Palmer,
Smith,
Allen.

NAYS.

The Hon. Mr. Speaker,
The Hon. Mr. Simonds,
Mr. Wark,
Taylor,
Wilmot,
Fisher,
Connell,
Payne,
Perley,
Street,
Williston,
End,
Alexandre,
Rankin.

And so it was carried in the affirmative.

The first Section being then brought under the reconsideration of the Committee, that the Proviso, as expunged by the last vote, do remain as part of the said Section, the question was taken thereon, when the Committee again divided as follows :—

YEAS.

The Hon. Mr. Speaker,
The Hon. Mr. Simonds,
Mr. Rankin,
Taylor,
Wilmot,
Wark,
Fisher,
Perley,
Connell,
Payne,
Barker,
Street,
Scoullar,
Williston,
End,
Alexandre.

NAYS.

Mr. Hill,
Allen,
Botsford,
Barberie,
Smith,
Palmer,
Hanington,
Hazen,
J. Earle,
S. Earle,
Freeze,
Gilbert,
Thomson,
Brown,
Boyd,
Jordan.

And the division being equal, the Chairman decided the question in the affirmative, and so the said first Section remained as originally agreed to by the Committee.

A motion was then made—That the said first Section be again reconsidered, with a view of altering the Duties, by increasing the amount authorized to be imposed on Square Pine Timber.

And upon this question, the Committee again divided—

YEAS, 16.

NAYS, 16.

This division being also equal, the Chairman had decided it in the negative.

That the Committee then proceeded in the Bill, and after making a further amendment thereto, by introducing a clause limiting the duration and operation thereof, agreed to the said Bill under the title of—

A Bill relating to the collection of Duty on Timber and other Lumber.

Ordered, That the Report be accepted and the Bill engrossed as further amended, under the amended title.

The.

The Bill, as further amended, under the title of—"A Bill relating to the collection of Duty on Timber and other Lumber," was then read a third time as engrossed.

Upon the question, that the said Bill do now pass and be sent to the Council for their concurrence, the House divided as follows:—

YEAS.

The Hon. Mr. Simonds,
Mr. Rankin,
Wark,
Fisher,
Wilmot,
Connell,
Perley,
Street,
Barker,
Payne,
Scoullar,
Partelow,
Williston,
End,
Barberie,
Alexandre,
Taylor.

NAYS.

Mr. Hill,
Boyd,
Brown,
Thomson,
J. Earle,
Gilbert,
Freeze,
Hazen,
Botsford,
Jordan,
Hanington,
Palmer,
Allen,
Smith.

Whereupon it was carried in the affirmative.

Ordered, thereupon, that Mr. Taylor do take the said Bill to the Council, and desire their concurrence thereto.

The Honorable Mr. Speaker laid before the House—

A Letter addressed to him from the Honorable Joseph Pope, Speaker of the House of Assembly of Prince Edward Island, accompanied by a copy of a Report of a Special Committee of the General Assembly of that Colony, and which had been adopted by that House, relative to the rates of Postage exacted on Letters, Newspapers and other Documents transmitted between the British North American Colonies.

The Letter from the Honorable the Speaker of the Assembly of Prince Edward Island, being read at the Clerk's Table, is as follows:—

*House of Assembly,
Prince Edward Island, 6th March, 1843.*

SIR,—The House of Assembly of this Colony having adopted the first Report of a Special Committee on the subject of the Post Office Department generally, and particularly in reference to the increased rates of Postage now exacted on Letters, Newspapers and other Documents transmitted by Post between the British North American Colonies, I am directed by the House to forward to you a copy of their Report, and to request that you will be pleased to lay the same before the House of Assembly of New Brunswick, in hopes that the Assembly of New Brunswick will co-operate with the Representatives of this Province, in soliciting from Her Majesty's Imperial Government a revision of the Laws or Regulations under which the present Postage rates on Letters and Newspapers are exacted throughout the British North American Colonies, with a view of assimilating them, as far as practicable, to those now in force in the United Kingdom, or of placing the internal Post Communication, by a uniform system, under the control of the local Legislatures.

I have the honor to be

Your obedient humble servant,

JOSEPH POPE, *Speaker*.

The Hon. the Speaker of the House of Assembly, New Brunswick.

Read a third time as engrossed,

A Bill to amend the Law relating to the Practice in the Inferior Courts of Common Pleas, and render the same uniform in the several Counties.

Resolved, That the Bill do pass.

Ordered, That Mr. Hazen take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill relating to the sale of Crown Lands.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher take the said Bill to the Council and desire their concurrence thereto.

Read

Read a third time as engrossed,
A Bill to establish sundry regulations for the future disposal of Timber and other Lumber cut on Crown Lands.

When Mr. Taylor moved the following amendment as a Seventh Section, to be added thereto by way of Ryder, viz:—

“VII. And be it enacted, That this Act shall continue and be in force for two years after such Royal Approbation being had and declared thereto.”

This amendment having had three several readings, and the question being taken thereon, it was agreed to by the House.

Resolved, thereupon, that the Bill with the Ryder do pass.

Ordered, That Mr. Taylor take the same to the Council and desire their concurrence thereto.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on Thursday the 9th instant.

Ordered, That Mr. Scoullar take the said Resolutions to the Council and desire their concurrence thereto.

On motion of Mr. Brown,

That the House proceed to the Order of the Day, adjourned by operation of the Twenty Second Rule of the House, to go into Committee of the whole in consideration of Ways and Means of raising a Revenue in the Province,—

The Order of the Day being read, the House according thereto resolved itself into said Committee.

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matter referred to them again under their consideration, had passed Three Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow, viz:—

1st. *Resolved*, As the opinion of this Committee, That the present high rates of Duties on Spirits of all descriptions imported into this Province have had the tendency to cause a great increase of the illicit introduction of those articles, tending to demoralize the people and to injure the Revenue;—and further *Resolved*, in order to prevent a continuation of such consequences, a material reduction should be made in the scale now in operation.

2d. *Resolved*, As the opinion of this Committee, That in the present state of the Provincial Finances it is necessary to impose such Duties as will probably produce a Revenue to provide for the annual claims upon the Province established by Law, indispensable appropriations for other public objects, and for the interest on, and gradual liquidation of, the Public Debt.

3d. *Resolved*, As the opinion of this Committee, That the House should appoint a Select Committee to prepare a Revenue Bill on a scale commensurate with the absolute wants of the Province; and that the said Committee be instructed, in framing such Bill, carefully to recommend only such articles as fit objects of Duty as will be most lightly felt by the great leading interests of the Province.

Ordered, That the Report be accepted, and the Resolutions as passed and reported by the Committee, adopted by the House; whereupon

On motion of Mr. Partelow,

Resolved, That a Select Committee be appointed to prepare and report a Bill imposing Duties for raising a Revenue, as recommended by the Committee of Ways and Means;—and also a Bill to amend the Law relating to the collection and protection of the Revenue.

Ordered, That Mr. Partelow, Mr. Street, Mr. Boyd and Mr. Wilmot be the Committee for that purpose.

On motion of Mr. Brown,

The House again went into Committee of the whole on a Bill to facilitate the negotiation of a Loan of Money in England to pay off the Public Debt.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The

The Chairman reported, that the Committee having the Bill referred to them under their further consideration, had made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Fisher,

Ordered, That the Order of the Day of the 9th instant, for going into Committee of the whole House on the Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly, be discharged, and stand as the Order of the Day for Wednesday next the 15th instant, to go into Committee on the said Bill. .

Mr. Jordan, from the Committee appointed on the 31st day of January last, to take into consideration the several applications from individuals praying compensation for teaching Schools in various parts of the Province, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

“The Committee to whom were referred sundry Petitions for allowances to Teachers of Schools who have not received any part of the Provincial Grants, Report :

“That twenty six Petitions have been referred to them, in the examination of which, your Committee have come to the following conclusion :—

“To recommend to the favourable consideration of the House all claims, where the Petitioner, duly examined and approved by the Board of Education, had been delayed in obtaining his licence by circumstances not under his control ;—also, all Petitions of licenced Teachers, for periods less than six months, and therefore not recognized by the existing Law, provided the services for which remuneration was claimed had been rendered under the control of the Trustees of Schools for the time being, and that the inhabitants had fulfilled the conditions required by Law.

“Your Committee therefore recommend that there be granted—

“To Edward Cavanagh the sum of twenty pounds for having taught a School in the Parish of Carleton, in the County of Kent, for one year ending the sixth day of August, 1842 :

“To Thomas Hayward the sum of ten pounds for having taught a School in the Parish of Lancaster, in the County of Saint John, for six months ending the twenty first day of December, 1842 :

“To James Laird the sum of six pounds thirteen shillings and four pence for having taught a School in the Parish of Kingston, King's County, for four months ending in May, 1842 :

“To Dennis O'Leary the sum of five pounds for having taught a School in the Parish of Saint Patrick, in the County of Charlotte, for three months ending the nineteenth day of February, 1842 :

“To John McGarrigle the sum of twenty pounds for having taught a School in the Parish of Pennfield, in the County of Charlotte, for one year ending the sixteenth day of August, 1842 :

“To Wilfred Forster the sum of twenty pounds for having taught a School in the Parish of Westfield, in King's County, for one year ending the first day of September, 1842 :

“To Elizabeth Williams the sum of six pounds thirteen shillings and four pence for having taught a School in Chatham, in the County of Northumberland, for four months ending the sixteenth day of April, 1842 :

“To Asenath Moore the sum of ten pounds for having taught a School in Saint David, in the County of Charlotte, for six months ending the fifteenth day of December, 1842 :

“To Anna S. Armstrong the sum of eight pounds six shillings and eight pence for having taught a School at Saint George, in the County of Charlotte, for five months ending the tenth day of July, 1842 :

“To John D. Gault the sum of ten pounds for having taught a School at Woodstock, in the County of Carleton, for six months ending the first day of June, 1838 :

“To Jeremiah O'Leary the sum of twenty pounds for having taught a School at Bathurst, in the County of Gloucester, for one year ending the tenth day of February, 1842 :

To

" To Pierre Roi the sum of twenty pounds for having taught a School at the Acadian Settlement of Little Roche, in the Parish of Bathurst and County of Gloucester, for one year ending in October, 1842.

" Your Committee have rejected the Petition of Mary Ketchum, the alleged services having been rendered several years ago, and the Petition not being recommended by the Trustees of Schools :

" Also, the Petition of David O. Gorman, for the same reasons :

" Also, the Petition of Edward Mortimer Rogers, the allegations in the same not being satisfactory ; the Trustees of Schools, who have certified, not being those in office at the time of performing the alleged services ; the language of the Certificate being equivocal, and appearing to have been framed altogether upon hearsay :

" Also, the Petition of Enoch E. Pitt, not being certified by the Trustees :

" Also, the Petition of Michael Furlong, for the same reason :

" Also, the Petition of Mary Fullerton, for the same reason :

" Also, the Petition of Alexander M'Laughlan, for the same reason :

" Also, the Petition of Thomas La Marquand, the alleged services having been rendered so long ago as 1829, and not being certified by the Trustees :

" Also, the Petition of James Brown and Josephus Moore, Trustees of Schools of Saint David, in the County of Charlotte, on behalf of Thomas Haverty ; the Committee conceiving that the subject matter of the same is not properly referable to the House or to a Committee appointed by it.

" Your Committee recommend the Petition of James Sorlie and others to the favorable consideration of the House :

" Also, that of the Reverend James Dunphy and others :

" Also, that of Samuel Knight and others :

" And they refer the Petition of John Phelan and William Folyard to the consideration of the House. " Respectfully submitted.

" JOHN JORDAN,
PHILIP PALMER,
WILLIAM END,
JOHN ALLEN,
DAVID WARK.

" *Committee Room, March 13, 1843.*"

Ordered, That the Report be accepted.

On motion of Mr. Fisher,

Resolved, That a Committee be appointed to search the Journals of the Honorable the Legislative Council, to ascertain what proceedings have been had upon a Bill relating to the qualification of Members of the Legislative Council.

Ordered, That Mr. Fisher and Mr. End be the Committee for that purpose.

Mr. Wilmot, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 11th instant, praying for a Return of the Collegiate Grammar School, reported, that they had attended thereto, and that His Excellency was pleased to say, he would direct the information required to be laid before the House.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 14th March, 1843.

Prayers.

Mr. Hill, pursuant to leave granted, brought in a Bill to repeal all the Laws now in force relating to the establishment and support of Grammar Schools in this Province ; which was read a first time.

On motion of Mr. End,

Resolved, That such parts of the Report of the Select Committee on Petitions from Teachers of Schools, and which was presented to the House yesterday, as relate to the services of the following persons, viz:—Edward Cavanagh, Thomas Hayward, James Laird, Dennis O'Leary, John M'Garrigle, Wilfred Forster, Elizabeth Williams, Asenath Moore, Anna S. Armstrong, John D. Gault, Jeremiah O'Leary and Pierre Roi, be referred to the Committee of Supply. On

On motion of Mr. Palmer,
The House went into Committee of the whole on a Bill to amend the Acts relating to Trespasses.

Mr. Barker in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration, and agreed to the same, with an amendment, under the title of—
A Bill to amend the Laws now in force relating to Trespasses.

Ordered, That the Report be accepted and the Bill engrossed, as amended, under the amended title.

On motion of Mr. Brown,

The House again went into Committee of the whole on a Bill to facilitate the negotiation of a Loan of Money in England to pay off the Public Debt.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill under their further consideration, and the Section being before them which provides for the extent of the Loan to be negotiated by the said Bill;

It was moved—That the blank be filled up with a sum not exceeding £70,000.

And upon the question, the Committee divided as follows :—

YEAS.

The Hon. Mr. Speaker,

Mr. Botsford,

Rankin,

Street,

Boyd,

Brown,

Hazen,

Thomson,

Wark,

Perley,

Payne,

Scoullar,

Partelow,

Wilmot,

Taylor,

Williston,

Connell,

End,

Alexandre,

Jordan,

Barberie.

NAYS.

Mr. Smith,

Hanington,

Barker,

Freeze,

S. Earle,

J. Earle,

Fisher,

Hill.

Whereupon it was carried in the affirmative.

That the Committee then proceeded in the Bill, and after making further progress therein, he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to

The Bill to provide for the repair of Streets and Highways in Fredericton,

Without making any amendment thereto.

And that the Council had also agreed to

The Resolutions of Appropriation sent up from the Assembly dated the third and sixth days of March instant, with the exception of the following grant :—

“ To James Biggs and George Turner, 20s. per diem, each, during the present Session, for their attendance on the Legislative Council and House of Assembly during the hours of business ;”

In which the Legislative Council do not concur.

And he further informed the House, that the Council had agreed to
The Bill to authorize the Justices of the Peace in the several Counties of this Province
to make Regulations for the Markets,

With an amendment, to which they desire the concurrence of the House.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council,
by command of His Excellency the Lieutenant Governor, delivered the following
Message :—

" New Brunswick.

" Message to the House of Assembly, 13th March, 1843.

" W. M. G. COLEBROOKE, Lt. Governor.

" The Lieutenant Governor lays before the House copies of a correspondence with
Her Majesty's Consul at Baltimore, in the United States, and he recommends that
provision may be made for the reimbursement of the expenses incurred by him in the
case of the Mutineers of the schooner Margaretville.

" W. M. G. C."

The Documents accompanying the foregoing Message, being read at the Clerk's
Table, are as follow :—

MUTINEERS ON BOARD SCHOONER MARGARETVILLE.

(Copy)

*British Consulate,
Baltimore, February 28, 1843.*

SIR,—In conformity with a Despatch lately received from the Provincial Secretary's Office, to
which I replied on the 23d instant, I now beg leave to submit for Your Excellency's consideration the
amount of a small claim, with interest, for certain expenses incurred by me, upwards of two years since,
(in the case of the Mutineers of the schooner Margaretville, sent to New Brunswick for trial in the
month of March, 1841,) amounting, as per vouchers herewith transmitted, to the sum of \$89 66-100
or £22 8 4½ Halifax currency.

The Documents referred to in my Despatch to Lord Palmerston of the 25th May, 1841, which it
appears have not been received by Her Majesty's Attorney General, were forwarded in duplicate to
Saint John, as will appear from the letters, copies of which marked B. are herewith enclosed.

In further elucidation of this transaction, I transmit besides, marked C. the copy of a voucher,
supplied by Mr. Kinneer, Queen's Counsel, to the master of the vessel on board of which I shipped
the alleged Mutineers to New Brunswick.

I have, &c.

(Signed)

JOHN M'TAVISH.

His Excellency Sir W. M. G. Colebrooke, K. H. &c. &c. &c.

A

*Statement of sundry expenses incurred by Her Majesty's Consul at Baltimore, in the case of certain
Mutineers shipped from thence to New Brunswick, per brig P. I. Nevius, viz :*

Paid Wm. Thomson, as per Voucher	No. 1,.....	\$18 00
" James Disney, "	No. 2,.....	18 81
" Henry Wilcox, "	No. 3,.....	15 00
" B. Corrigan, "	No. 4,.....	8 25
" J. H. B. Latrobe, "	No. 5,.....	20 00
		<hr/>
		\$80 06
Add for 2 years interest,.....		9 60
		<hr/>
		\$89 66

British Consulate, Baltimore, Feb. 28, 1843.

JOHN M'TAVISH, H. B. M. Consul.

No. 1.

(Copy)—Duplicate.

British Consulate, Baltimore, Dr.—To the brig P. I. Nevius, of Saint John, N. B.

For passage of three British Seamen from said Port of Baltimore, United States of America, to the
Port of Saint John, N. B., from 15th March, inclusive, to 2d April, inclusive, 18 days, at one
shilling and six pence per day sterling, each,..... £4 1 6
April 3, 1841.

WM. THOMSON, Master.

(Indorsement.)

Baltimore, June 9, 1841.

Received the within amount, Exchange at 10½ per cent. premium.

WM. THOMSON.

No. 2.

No. 2.

John M'Tavish, Esquire, H. B. M. Consul,

To James Desney, Warden.

To Jail Fees on Henry White, March 1, 1841, to March 15, 1841, 15 days @ 30,.....	\$4 50
Turnkey Fee,.....	0 27
" Do. John Wollyard, same,	4 77
" Do. Dennis Sutton, same,.....	4 77
" N. Snider, Marshal, Bill of expenses,.....	4 50
	<u>\$18 81</u>

1841—March 26—Received the above for James Desney.

Witness.

George Neilson.

his
JAMES X PAMPHELEA.
mark

No. 3.

John M'Tavish, Esquire,

To Henry Wilcox, Dr.

1841—March 15—To putting Sailors on board of Vessel this day,..... \$15 00
Received payment.

HENRY WILCOX.

British Consulate, Baltimore, March 16, 1841.

No. 4.

Baltimore, March 15, 1841.

Mr. Thomson,

Bot. of B. Corrigan,

3 Mattresses,.....	\$3 75
3 Blankets,.....	2 25
3 Rugs,.....	2 25
	<u>\$8 25</u>

Received the above for Acct.

B. CORRIGAN,
Per A. Caseal.

No. 5.

Received from John M'Tavish, Esquire, H. B. M. Consul, Twenty Dollars, being for Professional services in the matter of the Mutineers of the British schooner Margaretville.

JOHN H. B. LATROBE,
Atty. and Counsellor at Law.

Baltimore, June 2, 1841.

(Copy B)

British Consulate,
Baltimore, March 13, 1841.

SIR,—In case Mr. Attorney General Peters should not be in Saint John when the Brig P. I. Nevius arrives there, I take the liberty of transmitting under your official cover, the enclosed packet to his address, with a request, that you will have the goodness, should he be absent, to open the same, and do what may be necessary for the safe custody of the three individuals therein referred to, and to adopt such further measures in relation to them, as may be proper and expedient on the occasion.

I have, &c.

(Signed) JOHN M'TAVISH, H. B. M. Consul.

The Hon. W. B. Kinnear, Q. C. &c. &c. &c.

(Copy)

British Consulate,
Baltimore, March 13, 1841.

SIR,—Herewith enclosed is a packet for the Honorable Mr. Kinnear of Saint John, Queen's Counsel, which I request you to have safely conveyed to his hands on your arrival at that Port. The contents of this packet relate to the case of the three Seamen, who will, at the same time, be confided to your charge by the bearer, Mr. Wilcox; I wish to extend to them every reasonable comfort whilst on board of your vessel, and on no account to lose sight of their persons until such time as you shall have disposed of them, as Mr. Kinnear, or any other of the Law Officers of the Crown at Saint John, may direct.

I am, &c.

(Signed) JOHN M'TAVISH, H. B. M. Consul.

Mr. Wm. Thomson, Master of the Brig P. I. Nevius.

British

(Copy)

*British Consulate,**Baltimore, March 16, 1841.*

SIR,—You will receive herewith a packet for the Honorable Mr. Kinnear, of Saint John, Queen's Counsel, the contents of which relate to the case of the three men against whom you have brought a charge of Mutiny. On your arrival at Saint John, you will deliver the enclosed to Mr. K., with your Log Book, and be regulated by such instructions as may be given you for substantiating the offence alleged against them.

I am, &c.

(Signed)

JOHN M'TAVISH, *H. B. M. Consul.*Mr. Charles Johnson, Master of the schooner *Margaretville* of St. John, N. B.

(Copy C)

I hereby certify that William Thomson, Master of the brig *P. I. Nevius*, brought before me this day three Seamen, purporting to be men brought by him in the said brig, under the direction of the British Consul at Baltimore, for whom I have it not in my power, by any known Law or authority, to make provision of any kind.

(Signed)

W. B. KINNEAR, *Queen's Counsel,*
in the absence of the Attorney General, residing at Fredericton.

1st April, 1841.

(Copy)

*British Consulate,**Baltimore, April 15, 1842.*

SIR,—Referring your Excellency to the enclosed copy of a Despatch marked A, addressed to Her Majesty's Secretary of State for Foreign Affairs on the 25th of May last, on the subject of certain expenses which were incurred by me, owing to an act of Mutiny having been committed on board of the schooner "*Margaretville*," of New Brunswick, and to Mr. Bidwell's reply to the same, a copy of which marked B, I have also the honor to enclose, I beg leave, as suggested in the latter document, to solicit your Excellency's intervention on my behalf, with the owners of the vessel in question, in order that the amount of \$78 26-100 (or £19 11 3½ currency) may be recovered from them and refunded to me.

I have the honor to be, Sir,

Your most obedient humble servant,

(Signed)

JOHN M'TAVISH.

His Excellency Lieut. Gov. Colebrooke, K. H. &c. &c. &c.

A

(Copy)

*British Consulate,**Baltimore, May 25, 1841.*

MY LORD,—The British schooner *Margaretville*, of Saint John, New Brunswick, Charles Johnson, Master, bound from the Island of Jamaica to this Port, put into Norfolk in distress on the 23d January last, with the loss of an anchor and cable, and her Crew in a state of mutiny.

The mutineers, three in number, were, (at the joint solicitation of Mr. Consul Gray, and the Master of the schooner,) removed for safe custody on board of the United States Revenue Cutter "*Van Buren*," the Captain of the Cutter having not only consented to receive them, but to furnish from his own crew a sufficient number of hands to enable Captain Johnson to proceed from Norfolk to this Port with his vessel.

The "*Van Buren*" arrived from Norfolk on the 1st of February, on which day I became apprized of the circumstances above mentioned, through an official note addressed to me by the Collector of the Customs, who had the kindness, at my request, to let the accused individuals remain on board the Cutter until such time as I should be able to decide how they were to be disposed of.

On the 3d of February, the *Margaretville* arrived here, and Captain Johnson put me in possession of the affidavits and other documents which were prepared at Norfolk in support of his charge against the men.

As they could not be tried for the alleged offence in the United States Courts, and as I could not suffer them to go at large, under an accusation of so grave a character, supported under oath, I lost no time in submitting the case to Mr. Fox, for his consideration and advice.

Mr. Fox did not consider it a case in which he could officially interfere, nevertheless he very promptly obtained a private instruction from the Secretary of the Treasury to the Collector of the Customs here, which enabled me to keep the men in duress until their departure from hence for Saint John on the 13th of March, on which occasion I forwarded to Her Majesty's Attorney General for that Province a statement of the case, together with all the documents in support thereof.

The expenses already incurred by me in this matter amount to seventy eight dollars and twenty six cents, and I have not as yet been able to obtain from the United States Customs any statement of what may be due for the mens subsistence on board of the Revenue Cutter during a period of six weeks. As I cannot include the above charge in my account with the Lords of the Admiralty, I request your Lordship will have the goodness to intimate your approval of the same, in order that the amount may be charged in my contingent account with the Treasury for the current year.

I have, &c.

(Signed)

JOHN M'TAVISH.

The Right Hon. Lord Viscount Palmerston, &c. &c. &c.

Foreign

B

Foreign Office, November 12, 1841.

SIR,—The Earl of Aberdeen having referred to the consideration of the Lords Commissioners of the Admiralty, your Despatch No. 10, reporting your proceedings in the case of certain mutinous Seamen of the British Colonial Vessel "Margaretville," and requesting that the expenses amounting to 78 dollars 26 cents, (about £——,) which you incurred on that occasion, may be reimbursed to you, I am directed by his Lordship to state to you that the following is an extract from the Admiralty Report: "My Lords are of opinion, that as Mr. Fox had declined to interfere in the matter, it would have been but prudent on the part of the Consul, before he interfered, to have required security from the Master of the Vessel, or the Consignees of the Cargo, for the payment of the expenses to be incurred."

"My Lords are also of opinion, that under the circumstances stated in the papers, the Consul at Baltimore should, through the Government of New Brunswick, to which Colony the 'Margaretville' belongs, call upon the Owners of that Vessel to refund these expenses, which ought not to fall upon the Government at home."

You will consider the opinion thus expressed by the Lords of the Admiralty as the guide for your proceedings in the present, as well as on future occasions.

I am, &c.

(Signed)

JOHN BIDWELL.

John M^r Tavish, Esquire, Her Majesty's Consul, Baltimore.

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House—

Accounts from the Commissioners of Light Houses for the past year; the same being furnished under an Address of the House of the 7th instant.

On motion of Mr. Palmer,

Ordered, That the Accounts from the Commissioners of Light Houses, now laid before the House, be referred to the Committee appointed on the 31st day of January last, to take under consideration all matters relating to Light Houses within the Province, to report thereon.

On motion of Mr. Wilmot,

The House again went into Committee of the whole on a Bill for the Consolidation of the Departments of Revenue in this Province, and to provide for the collection and protection thereof.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration had made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 15th March, 1843.

Prayers.

Read a second time—

A Bill to repeal all the Laws now in force relating to the establishment and support of Grammar Schools in this Province.

Mr. Perley, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 11th day of March instant, praying that His Excellency would be pleased to appoint Commissioners to explore a line of Road from the Little Madawaska River to the River Saint Francis, reported, that they had attended thereto, and that His Excellency was pleased to say, that the wishes of the House should be complied with.

On motion of Mr. Rankin,

Ordered, That Mr. Wark be added to the Select Committee appointed on the 13th day of March instant, to prepare and report to the House a Bill imposing Duties for raising a Revenue; as also, a Bill to amend the Law relating to the collection and protection of the Revenue.

On motion of Mr. Hazen,

The House went into Committee of the whole on a Bill to amend an Act, intituled "An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand."

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made an amendment thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. Jordan,

The House again went into Committee of the whole on the several Messages received from His Excellency the Lieutenant Governor; as also, other Documents laid before the House by His Excellency's command.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them under their further consideration, had passed Three Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow:—

1st. *Resolved*, As the opinion of this Committee, That the Message of His Excellency the Lieutenant Governor of the 4th of March instant, and which was communicated to the House on the 6th of the same month, recommending a remuneration for certain services performed by William End, Esquire, as Queen's Counsel; also, the Message from His Excellency of the said 6th day of March, and communicated on the same day, accompanied by a communication from the Lieutenant Governor of Prince Edward Island, with a Memorial from the Steam Navigation Company of that Island, should be referred by the House to the Committee of Supply.

2d. *Resolved*, As the opinion of this Committee, That the Return made by the Clerk of the Pleas of Summary Actions entered in the Supreme Court, and which was communicated to the House on the 6th day of March instant, should be referred to a Select Committee to report thereon by Bill or otherwise.

3d. *Resolved*, As the opinion of this Committee, That the Message of His Excellency the Lieutenant Governor of the 13th day of March instant, and which was received yesterday the 14th instant, relative to expenses incurred by Her Majesty's Consul at Baltimore, in the case of the Mutineers on board the schooner Margaretville, should be referred by the House to the Select Committee appointed on the 17th day of February last, to take under consideration claims for advances made by British Consuls in relieving distressed Seamen belonging to Vessels owned in this Province, to report thereon.

And the Chairman then further reported that he was directed to ask for leave to sit again.

Ordered, That the Report be accepted, the Resolutions reported by the Committee adopted by the House, and leave to sit again granted.

On motion of Mr. Partelow,

Resolved, That the subject matters of the First Resolution now reported from the Committee of the whole House, when in further consideration of the Messages from His Excellency the Lieutenant Governor, and which relate to remuneration being made to Mr. End for services as Queen's Counsel;—and the communication in reference to the Prince Edward Island Steam Navigation Company, be referred to the Committee of Supply.

Resolved, That the subject of the Third Resolution reported from the same Committee, relative to expenses incurred by Her Majesty's Consul at Baltimore, in the case of the Mutineers on board the schooner Margaretville, be referred to the Committee appointed on the 17th day of February last, to take into consideration claims for expenses incurred by Her Majesty's Consuls in relieving distressed Seamen.

On like motion of Mr. Partelow,

Resolved, That a Select Committee be appointed to take under consideration the subject of the Second Resolution reported from the same Committee, which relates to
Summary

Summary Actions instituted in the Supreme Court, to report thereon by Bill or otherwise.

Ordered, That Mr. Jordan, Mr. Brown and Mr. End do compose the Committee.

On motion of Mr. Fisher,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to lay before this House, copies of any Despatches he may have received from Her Majesty's Government, (if any,) relative to the payment of the Members of the Executive Council, for their attendance on the business of the Council;—and also, any information relative to any other part of the expenditure of the Casual and Territorial Revenue, which he may be authorized to communicate.

Ordered, That Mr. Fisher, Mr. Connell and Mr. Palmer be a Committee to wait upon His Excellency with the Address.

Mr. Taylor, from the Committee of Trade, submitted their Report, and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom were referred all matters relating to the Trade of this Province, have had under their consideration the following Petitions referred to them, and beg leave respectfully to Report :

“That they have examined the Petition of Thomas M'Elroy, praying for a return of Duties on articles consumed by the Great Fire in Portland, on 17th August, 1841; the Committee defer making any report on this Petition until further proof is obtained.

“Also, Petition of G. and J. Salter, of the City of Saint John, Merchants, praying a return of Duties on Flour imported from Nova Scotia—£26 5s.—and for drawback on one hogshead of Sugar exported to Digby—£1 19 2; the Committee recommend that the Duties on the Flour imported from Nova Scotia be refunded, and that this part of their claim be referred to the Committee of Supply: the grounds for claim for drawback on the Sugar exported to Digby being incomplete, for reasons stated in the affidavit, they beg leave to refer the same to the decision of the House.

“Also, Petition of S. Wiggins, Merchant, Saint John, praying a return of double Head Money—£15 15s.—paid on Passengers brought to Saint John from Liverpool, in the ship Samuel; the Petitioner has an equitable claim for this amount, and the Committee recommend that the same be referred to the Committee of Supply.

“Also, the Petition of S. Wiggins and Son, praying to be allowed the drawback on 264 gallons Claret Wine exported in the barque Pearl, and landed at Saint Thomas; the amount prayed for is £26 8s. The Petition is accompanied with the requisite proof of exportation, &c. and the certificate of two British Merchants who witnessed the landing of 110 cases of Claret Wine at Saint Thomas on 30th September, 1842. The claim of the Petitioners appears to be equitable, and they recommend that it be referred to the Committee of Supply.

“Also, Petition of William Crane and Joseph Allison, Merchants, Sackville, praying return of Duty—£9 10 9—paid on Teas imported from London, via Halifax, by mistake of their Agents. It appears that the Tea was actually shipped in London for Halifax, and transhipped to Saint John, where the Duties are certified to have been paid; the Committee therefore recommend that the same be referred to the Committee of Supply.

“Also, the Petition of Daniel C. Perkins, of the City of Saint John, Merchant, praying a return of Parliamentary Duties—£14 9 5—and Provincial Duties—£5 1s.—on articles consumed at the Great Fire in Saint John in November, 1841. The proofs of payment of the above Duties are annexed, and the affidavit of the Petitioner to the amount of loss. As no proof has been furnished that the goods were not insured, the Committee beg to refer this claim to the consideration of the House.

“Also, Petition of Thomas Leavitt and Company, of Saint John, Merchants, praying a return of part of the Duties paid on Tea imported by them; it appears that this Tea was imported from Halifax, and reported for Duty at the rate of 3s. per pound; the claim is made upon the ground that it should have been reported at 1s. 8d. per pound, the difference of duty would be £7 7 9; under all the circumstances of the case, the Committee are of opinion that the Petitioners are not entitled to the return prayed for.

“Also,

"Also, Petition of John Miller, Deputy Treasurer at Bathurst, praying that the emolument of his Deputation may be increased. The Committee are satisfied that the emoluments of this office have become greatly diminished; the amount for the past year being only £32 5 6; they therefore strongly recommend that the sum of £25 be granted to him in the Committee of Supply.

"Also, the Petition of Thomas Moses, Deputy Treasurer, West Isles, praying an additional allowance may be made to him for his services for the past year. The House at its last Session having resolved that no further grant be made to this officer, the Committee cannot recommend the prayer of this Petition.

"Also, Petition of William Livingstone, praying return of double Head Money—£19 6 8—paid in 1840. As there is nothing before the Committee to satisfy them that the Petitioner is the person entitled to make this application, they cannot recommend it to the favorable consideration of the House.

"Also, Petition of John Kerr and Company, of the City of Saint John, Merchants, praying a return of Duty on Tobacco consumed by fire in Saint John, in November, 1841. It appears the Petitioners bonded 6,895lbs. Tobacco, and paid Duties on 2,298lbs. and that the remainder was destroyed, the Duty on which, amounting to £19 3 1, they pray may be returned. A Certificate of the amount of Duty paid is annexed to the Petition, but there is no affidavit or other proof of the destruction of the 4,597lbs.; and therefore the Committee are of opinion, that until this proof is produced, with a Certificate from the Treasurer, and also proof of no insurance having been effected, they ought not to receive the redress prayed for.

"Also, Petition of Alexander Wright and Company, of Salisbury, County of Westmorland, praying a return of Duties on 30 barrels of Flour, imported by them from Nova Scotia, during the past year, 1842. The case of these Petitioners is precisely the same as that of G. and J. Salter, of the City of Saint John, before reported on and the Committee are of opinion, that the claim £8 15, should be sustained, and recommend that it be referred to the Committee of Supply.

"Also, Petition of Michael Samuel, of Chatham, in the County of Northumberland, praying a return of Duty on 10 chests of Tea imported into the Province, via Prince Edward Island. This Tea was shipped from London in the Diadem, bound for Miramichi, via Prince Edward Island, and was transhipped from the Diadem on board the schooner Defiance, for Miramichi, where it was landed, and the Duty of 10 per cent. ad valorem on £82 10s. paid, equal to £8 5s. The Committee are of opinion, that the Petitioner has an equitable claim for a return of this Duty, and recommend that it be referred to the Committee of Supply.

"Also, the Petition of James Kirk, of the City of Saint John, Merchant, praying a return of Duty at 2s. 2d. per gallon on 168 gallons of Rum destroyed in the Great Fire in that City in November, 1841; claim £18 4. The requisite proof of payment of the Duty, and the loss, as stated, are produced, and the Committee therefore recommend this claim to be referred to the Committee of Supply.

"Also, Petition of William Fruing and Company, of Shippegan, in the County of Gloucester, praying a return of Provincial Duty on certain articles imported by them expressly for, and used in prosecuting, the Deep Sea Fisheries; these Duties amount to £7 17 6. The Parliamentary Duties on the above articles were refunded to the Petitioners by order of the Lords Commissioners of the Treasury, and there can be no doubt, upon the requisite proof of the Provincial Duty being produced, that the Petitioners are entitled to the return prayed for. The Committee recommend that this Petition be referred to the Committee of Supply.

"And the Petition of L. DeWolf Spurr, of Saint John, Merchant, praying return of Duties paid or secured by him on Tea imported from Macao, via Halifax. The return prayed for is £93 19s. By the Revenue Laws of this Province, the Tea, so imported, is liable to a Duty of 10 per cent. ad valorem, and the Petitioner assumes that it could not have been the intention of the Legislature to impose a Duty on Tea thus imported. The requisite proof is produced; but the Committee do not feel warranted in making any recommendation in this matter, and beg respectfully to refer the case, upon its merits, to the Committee of Supply.

"They have also had under their consideration the Petition of John Kerr, Parks and Hegan, W. G. Lawton, and 48 others, Merchants, of the City of Saint John, praying

praying that no increased Duty may be laid on British Goods imported into this Province, and that the Duties now levied on Foreign Manufactures, may not be reduced.

"The Committee, conceiving that the interests of this Province will be best promoted by affording every encouragement to its Trade with the Mother Country, and believing that any additional Duty imposed on British Manufactures would tend materially to injure that Trade, recommend that the prayer of the Petitioners be complied with,—that no additional Duties be imposed on British Manufactures, and that the Duties on Foreign Manufactures be not reduced.

"They have also had under their consideration the Petition of William Scovil, Noah Disbrow, Charles Ward, Henry Gilbert, George Bond and 289 others: Also, the Petition of John Clarke, Junior, Hugh Carruthers and 14 others, Bakers: Also, the Petition of Camber, Wood and Company, Harris and Allen, Thomas Barlow and Company, and Smith and Jones, Iron Founders: Also, the Petition of John Britain, William M'Leod and 250 others, praying for protection upon all articles of Domestic Manufactures: Also, the Petition of William Scovil, of the City of Saint John, praying that no Duty may be imposed on Plate Iron imported from Great Britain, and that an additional Duty may be imposed on Cut Nails.

"The Committee fully admit the propriety of protecting every article of Domestic Manufacture, and recommend this subject to the early consideration of the House; and they further beg leave humbly to suggest, in order to have their merits fully discussed, that these several Petitions be referred to the Committee of Ways and Means.

"They have also considered the Petition of John Walker, praying an Act may pass restricting the use of other Warehouses than the building erected by him for the purpose of Warehousing Goods subject to Duty under the Provincial Revenue Law. The Committee are of opinion, that Mr. Walker's enterprise, in constructing, at a large cost, the building in question, and suited only in his arrangements for a Public Warehouse and Offices, are most favorable to afford Mr. Walker every remuneration which the nature of the case admits of; but cannot recommend the adoption of the prayer of Mr. Walker's Petition, inasmuch as it would be an act of injustice to enact any Law compelling other parties having Fire Proof Warehouses of their own, affording safe means of Warehousing Goods for Duty under the Provincial Act, to pay Storage in that of Mr. Walker.

"All which is respectfully submitted.

"JAMES TAYLOR,
JOSHUA ALEXANDRE,
ALEX. RANKIN,
W. H. STREET.

"Committee Room, 14th March, 1843."

Ordered, That the Report be accepted.

On motion of Mr. End,

Resolved, That such part of the Report of the Select Committee on Petitions for remuneration to Teachers of Schools, and which was presented to the House on the 13th instant, as regards the applications from the following persons, viz:—

The Reverend James Dunphy and others, Samuel Knight and others, William Folyard and John Phelan, be referred to the Committee of Supply.

On motion of Mr. Palmer,

The House went into Committee of the whole on the reconsideration of a Bill to amend the Laws now in force relating to Trespasses.

Mr. Barker in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again before them, had made a further amendment thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill, as further amended, engrossed.

On motion of Mr. Partelow,

Ordered, That the Petition from Xenophon Jouett, praying pecuniary relief in consideration of his long services as Gentleman Usher of the Black Rod, and which was presented to the House on 25th day of February last, and ordered to lie on the Table, be referred to the Committee of Supply.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day, adjourned by operation of the Twenty Second Rule of the House, to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them under their further consideration, the following Resolution was moved:—

Resolved, That there be granted to His Excellency the Lieutenant Governor, the sum of £——to compensate the Reverend Michael Egan, Catholic Missionary, Miramichi, for services rendered to the sick and distressed Indians in the County of Northumberland.

That an amendment was proposed thereto—To expunge the whole thereof, after the word "*Resolved*," and substitute as follows:—

"That in the opinion of this Committee, the Lands reserved for the use of the Indians, should be made available for the temporal and spiritual wants of the Indians."

Upon the question for adopting the amendment, it was carried in the affirmative.

And the Chairman further reported that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions as amended by the Committee, adopted by the House, and leave to sit again granted.

On motion of Mr. Brown,

Resolved, That a Committee be appointed to make out an estimate of the amount of money to be granted in Supply during the present Session.

Ordered, That Mr. Brown, Mr. Barberie and Mr. Wark be the Committee for that purpose.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House the following Documents:—

Extract from a Report of James A. Maclauchlan, Esquire, relative to the improvement of the Great Line of Communication to Quebec: also

Extracts from two Reports of Mr. John Wilkinson, a Deputy Surveyor, bearing date the 15th and 28th of February last, in reference to the Lands in the upper part of the County of Carleton.

[*See these Documents in Appendix.*]

On motion of Mr. Freeze,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to inform the House whether any Sales of Land have taken place or agreements for Sales made, under the order of His Excellency in Council of the 1st day of December last, and if so, to what extent, and whether any grants have issued or been ordered to issue.

Ordered, That Mr. Freeze, Mr. Hill and Mr. Hanington be a Committee to wait upon His Excellency with the Address.

Mr. Partelow, from the Committee appointed on the 13th day of March instant, to prepare a Bill for the raising of a Revenue; as also a Bill relating to the collection and protection of the Revenue, reported, that they had the subject referred to them under their consideration, so far as regards the raising of a Revenue, and had prepared a Bill under the title of—"A Bill imposing Duties for raising a Revenue;" which he was directed to submit to the House.

Ordered, That the Report be accepted.

The Bill, as reported by the Committee, being then handed in, was read a first time.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, communicated the following Documents; the same being furnished under Addresses from the House:—

Returns

Returns of Grammar Schools, as also those of Parish Schools for the past year, in compliance with an Address of the 7th of March instant :

Accounts of Doctor Abraham Gesner of the services performed by him, and for which Warrants had been drawn on the Queen's Casual Revenue ; together with copy of the instructions given to him before undertaking those services ; furnished under an Address of the House of the 8th of March instant :

Return from George Roberts, Principal in the Collegiate School in Fredericton, furnished under an Address of the 9th March instant.

On motion of Mr. Partelow,

Ordered, That the Accounts of Doctor Abraham Gesner, as well as the instructions given to him, by the Executive, and now communicated to the House, be referred to the Committee appointed on the 17th day of February last, to examine and report upon the various Accounts relative to the Queen's Casual Revenue ; and

On like motion of Mr. Partelow,

Ordered, That the House do on Friday next the 17th day of March instant, go into Committee of the whole on the Reports of the Select Committee upon those Accounts.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Message :—

"New Brunswick.

"Message to the House of Assembly, 15th March, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor communicates to the House the Report of the Officer appointed to Survey a Line for a Canal to unite the Bay of Fundy with the Gulph of Saint Lawrence, which work has been executed at the joint expense of this Province, of Canada and of Prince Edward Island.

"W. M. G. C."

The Report communicated by the foregoing Message, is as follows :—

CANAL BETWEEN THE BAY OF FUNDY AND THE SAINT LAWRENCE.

To His Excellency Sir William M. G. Colebrooke, K. H., &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

1. In obedience to Your Excellency's commands, I proceeded, as soon after my arrival in this Province, in July last, as I could make my arrangements, to the County of Westmorland, to examine the several lines proposed for the route for a Canal to unite the waters of the Bay of Fundy with those of the Gulph of Saint Lawrence, and have the honor to report the result of those examinations.

2. It is unnecessary for me to dwell upon the importance of an undertaking which seems in this Province to be generally admitted. The duty of the Engineer is to ascertain the practicability of the scheme, and having done so, to determine the best line, and frame an estimate of the expense.

3. The object of a Canal, to unite the waters above mentioned, is evidently to enable coasting, or other vessels to pass from Port to Port, without the risk and delay incurred in navigating the Gulph of Saint Lawrence, and making almost the entire circuit of Nova Scotia. The dimensions of the Canal must be determined by the object it is intended to effect.

4. An inspection of the Charts of Bay Verte and Shediac Harbours, surveyed by Captain Bayfield, R. N., copies of which have been kindly furnished me by Captain Owen, R. N., will shew, that from the shoalness of the waters, it will be necessary to carry a Canal a considerable distance into the Sea, to ensure 10 feet water at the Neap Flood Tides. This would be a tedious and an expensive operation, particularly when the whole distance is always under water, as is the case in Shediac Harbour, and of course the deeper the Canal is made, the farther it must be carried into the Sea. This consideration limits me to what should be the minimum size for a Canal which would in any degree answer the end proposed, namely, 45 feet at bottom and 85 feet on the water surface, for the width, with a depth of 10 feet water in the Canal. One of larger dimensions would be preferable, if circumstance were favorable, but it is upon the above data I ground any calculations it may be necessary to make in the course of this Report. With these dimensions, Vessels drawing 9 feet of water, would pass through the Canal and over the Lock Sills, and the width is not too great to admit of two Vessels passing each other, especially Steam Vessels of the ordinary construction, whose Paddle Boxes occupy much room.

5. The first line I examined was from the confluence of the Au Lac and Tantamar Rivers, at the head of Cumberland Basin, to the Tignish River falling into Bay Verte. I proceeded along the
Tantamar

Tantamar and Jolie Cour Marshes to the source of the Au Lac River, thence to the Swamp the source of the Missiguash River. I examined the ground on this spot particularly, and found the whole to be a floating Morass, the surface composed of mosses and aquatic plants, the matted roots of which alone afford an insecure footing. Finding no firm bottom at depths varying from 6 to 12 feet, I considered that it might be less difficult and less expensive to cut through a more elevated tract of country, provided a sufficient supply of water could be obtained on the summit level, than to carry the embankments of a Canal through these Bogs, the shortest distance through which is one mile. I therefore kept along the low ground by the side, and to the head of the Portage Lake, the water level of which I found to be 4 feet 9 inches above the point of commencement, thence crossing the Bay Verte Road at the Portage Bridge, proceeded nearly along water courses, until I re-crossed the Bay Verte Road, directing my course to the Tignish River, and visiting in my route every stream that could possibly be made at all available for the supply of water for a Canal. (This route is shewn by a red line on Plan No. 1.)

6. I examined the nature and capacity of the several streams, particularly those which run into the head of the Portage Lake, and find that they originate in small swamps, that to whatever degree they may be filled during the freshets, they are in the Summer months so very inconsiderable, that they do not furnish a sufficiency of water for working the several small Saw Mills upon them. I consider from these circumstances that dependence cannot be placed upon them for the supply of water required for a Canal of the dimensions stated in paragraph No. 4. Nor am I aware of any other water available for the purpose on this line; the waters of the Portage Lake, even if sufficient, cannot be raised to the height required.

7. The same deficiency of water will hold good, if the route taken by Mr. Hall in 1825, were followed, a route, I believe, to be the most level, and offering, with the exception of the Bogs, few impediments.

8. This deficiency might be got rid of, or greatly simplified, by admitting the tidal waters of the Bay of Fundy, as proposed by Mr. Telford in his Report on Mr. Hall's survey of 1825, wherein he suggests making the Spring Tides the summit level, if they were limpid and clear; but they are very turbid, and inadmissible from the quantity of earthy matter held in solution by them, of which a great deposit takes place, even in moving water, and which would, in the still waters of a Canal, accumulate to such an extent, as soon to impede the working of the machinery of the Locks, and cause frequent interruptions to the navigation, for the purpose of cleansing the Canal; a measure fraught with inconvenience and considerable expense.

9. The Locks for such a work should not be less than 150 feet between the gates, and 40 feet wide; the quantity of water required to fill such a Lock, and which would be expended every time a Vessel was passed through, is 60,000 cubic feet, or 374,296 gallons.

10. The levels taken by me being merely trials, and not necessary to elucidate my Report upon this route, I have judged it better not to exhibit them on paper, as they might possibly mislead and create an erroneous opinion as to the general level of the country.

11. On the left or North side of the road from Sackville to Bay Verte, separated from the Jolie Cour Marsh by a ridge of land, are several small Lakes, and it has been suggested that they might be made available for the supply of water. I ran a level from the Jolie Cour Marsh to one of them, and found the water 2 feet 8 inches lower than the Marsh. These Lakes are of course influenced by the Spring freshets, but the outlet, by which the superfluous water finds its way to the sea, does not indicate that any great body of water passes through at any time, and they are on too low a level to supply the head water for a Canal.

12. The second line which came under examination was from Shediac Harbour to the Bay of Fundy, commencing at the high water mark, Neap Flood Tide, at the Bridge across the Scadouk River, and terminating at Dorchester Island, the distance being 25½ miles.

13. I proceeded one mile and a half up the Scadouk River, and then turned up a very small Creek, or rather Brook, called Underwoods, which appeared to be the most eligible route by which a Canal could be brought into connection with the Scadouk. I proceeded in a Southwesterly direction, following nearly the course taken by Mr. Minnette in 1823, towards the marshy meadows and Cariboo Plain through which the Scadouk takes a very winding course towards Shediac Harbour; crossing the River and low lands which form a kind of Basin, being surrounded on all sides by rising ground, I continued my course on the Memramcook River, passing in my way the sources of the Indian Stream which falls into the Memramcook nearly one mile above the point where I crossed that River. Turning more Southerly, I followed the course of the Memramcook nearly all the way to where it debouches into the Bay of Fundy at Dorchester Island. My course is shewn by a red line on Plan No. 2.

14. I have shewn in Section the ground traversed between the Scadouk and Memramcook Rivers, sufficient, I hope, to elucidate the remarks I have to offer upon this route in reference to its adaptation for the line of a Canal. The Section shews the most elevated tract of country between Shediac Harbour and the Bay of Fundy.

15. It will be seen at one view that, to carry a Canal by this route, it is necessary that there should be an ample supply of water upon this summit level, and that it must be looked for in the low ground or Basin through which the Scadouk flows.

16. There appear to be two probable methods of creating this desideratum. The first is to Dam up the Scadouk River where it enters the gorge, through which it flows on leaving the Cariboo Plain, as at O, Plan No. 2, and thus raise the waters to such a height as to fill the Canal and Locks terminating

terminating the summit level. The second is to convert the water so raised by the Dam at O, into a Reservoir only, and not for purposes of navigation.

17. With reference to the first of these methods, admitting that the Spring Freshets would fill the Canal to the extent required, in the first instance, the next point for consideration is, will the Scadouk River, uninfluenced by the Freshets, maintain this supply during the Summer months? for it is evident, that unless a full supply is constantly kept up, so as to ensure the depth of 9 feet over the Lock Sills, Vessels of the description for which this depth is calculated, could not pass.

18. The Current of the Scadouk River across the low ground, in the Summer months, is scarcely perceptible, the width of the River is 33 feet, the depth averages 3 feet. Such dimensions, with so small a velocity, would afford a very insufficient accumulation of water, when not under the influence of the Freshets, and even of this accumulation, the whole would not be available, because an allowance must be made for unavoidable leakage, and also for the effects of evaporation, which latter would be very considerable from so extensive a surface of water under the influence of the powerful Summer sun of this country. I cannot consider it safe to depend on so inadequate a supply for keeping up the necessary demand for a large Canal.

19. With reference to the second method of acquiring head water for a Canal, it must be borne in mind that a Reservoir should always be subject to two conditions: First, it ought in itself to be sufficiently low to collect flood waters from an ample surface of country; and Secondly, so high as to enable the whole of the water in it, being drawn into the summit level of the Canal.

20. The position of the Scadouk River is such as not to comply with the first of the two conditions stated, because there is not elevation of land sufficient to afford an ample surface from which to collect flood waters under ordinary circumstances; it is only under the extraordinary cases of freshets that reliance could be placed for an adequate supply. These influences are not of long continuance, and vary in quantity according to the quantity of snow that may fall during the Winter, and the extent of the rains which usually occur at the breaking up of that season. The questions, therefore, that naturally arise, are—Can a sufficient quantity of water be collected during the freshets to furnish the requisite supply for the working season? and—Can that supply be made available?

21. An accurate survey and sections taken of the ground surrounding the Reservoir proposed, can alone determine the extent to which the waters might be raised, in answer to the first question; and the second question can only be answered by ascertaining if the relative positions of the Canal and Reservoir are in accordance with the second condition stated in paragraph 19, or can be made so. To make them comply effectually with the condition, viz. that the Reservoir shall be so high that the whole of the water may be drawn into the summit level of the Canal, it will be necessary to find a route so much lower than the Marsh which would form the bottom of the Reservoir, that these Marshes shall be on a level, or rather above the surface water of the Canal.

22. The only probability of obtaining such a result appears to be, to endeavor to find a route which will admit of carrying the Canal so much below the point O, as to render the whole of the water in the Reservoir available; judging, however, from the appearance of the surrounding country, I do not think such a route can be obtained without an enormous quantity of excavation, and at the expense of lengthening the Canal several miles. An exploration might be made with this view, should it meet Your Excellency's wishes, but I am by no means sanguine in my expectations of any favorable result.

23. The practicability of forming a Canal on this route hinges entirely on the possibility of obtaining an adequate supply of water on the summit level. However advantageous other parts of the line may prove, either in respect to the supply of water, or general level of the ground, they can not be made use of until the summit level be perfected. It may appear therefore almost superfluous to discuss their merits now, but as it may be satisfactory to Your Excellency to be put in possession of such facts regarding them as I may be able to produce, I proceed to state, that the Memramcook River, from the place where I crossed it, to the Mill, shewn on Plan No. 2, is a succession of Rapids, very shallow, being in many places not more than one foot deep, the bottom sand stone rock, which forms the substratum of nearly the whole ground over which I passed. At the Mill the Dam might be raised considerably higher than it is at present; by raising it, however, a great deal of fine alluvial land would be overflowed and destroyed. The tide flows to the Mill, below which the River winds through low and almost level marshes to Dorchester Island.

24. The great winding of the River renders it very exceptionable for the purpose of navigation, and any measures to straighten it would tend to increase the already very rapid tide. It would be preferable to cut the Canal the whole way, or nearly so, from the Mill to Dorchester Island, to making use of the River; but as it is not advisable to admit the tidal waters of the Bay of Fundy, for reasons before stated, such a measure would very much increase the demand for fresh water to maintain so great a length of Canal.

25. Independent of the deficiency of water on this route, there would necessarily be a great amount of Lockage, and a distance of nearly half a mile to carry the Canal into Shediak Harbour to insure a proper depth of water, both of which would add very materially to the expense.

26. The Chart of Shediak Harbour shews the soundings in feet at low water. The ordinary flood tides are from $1\frac{1}{2}$ to $2\frac{1}{2}$ feet, the Spring tides rise 4 feet. It is a singular fact that in Shediak Harbour the tide ebbs to the ordinary low water mark once only in 24 hours.

27. The third and last route examined by me, was from Shediak Harbour to the Bend of the Petiscodiac River, $15\frac{1}{2}$ miles. Having previously passed over the ground between these two points, I at once perceived that the only dependance to be placed for water on the summit level, was in the Mill

Pond shewn in Plan No. 3. Under these circumstances, it was scarcely worth the trouble of minute examination, nevertheless in justice to the public, I directed my course towards the Mill Pond, and thence continued it until I debouched on Babineau's Marsh, two miles below the settlement called the Bend. I selected this Marsh because it appeared favorable to the formation of a Basin to hold vessels waiting for an exit into the Petitcodiac River.

28. The ground passed over, shewn by a red line on Plan No. 3, is considerably more elevated than that of either of the other routes, and I found that the Mill Pond is 119 feet 4-8 inches higher than the neap flood tide in Shediac Harbour, and 113 feet 6-6 inches above the corresponding tide in the Petitcodiac River. I think it probable that a more level course than that I adopted might be found between the two points, but not without passing over an elevation equal to that which the Mill Pond possesses; but in the absence of a more liberal supply of head water than could be afforded by the Mill Pond, it is scarcely advisable to expend time and money in the search.

29. It will require an inspection only of the Plan No. 3 and accompanying section, to shew the impracticability of carrying a Canal by this route, but admitting a more level line might be found to the Mill Pond, and even that a Canal might be formed, whose surface water would be 20 feet lower than that of the Mill Pond, it would require 19 Locks of 10 feet lift each, to pass over the elevation, which, with a regulating Lock at each end, would make 21 Locks necessary; the expense of each of which would not be reckoned at less than £10,000. The cost of Lockage alone would therefore amount to £210,000.

30. I may observe that the access to a Canal on this route would be attended with considerable difficulty and expense; on one side is the very shoal water in Shediac Harbor, to overcome which, would require the Canal to be carried nearly a mile into the sea, a work which could not be executed without resorting to the use of expensive Coffor Dams, or of the Diving Bell; on the other hand are 18 miles of the Petitcodiac River by no means of easy navigation, although I am informed that Vessels in the hands of skilful Pilots rarely meet with an accident.

31. It is only in a case when the requisite supply of water, and other favourable circumstances, render the practicability of carrying such a project, as has been suggested, successfully into operation, that the entering upon the undertaking, which must necessarily involve great expense, is justifiable; I cannot consider it so in the present instance. If I am in error, I have erred on the side of caution, and much as I shall regret that my opinion may overthrow what has been long a favorite project in this Province, I consider from what I have observed upon the examination of the several routes, that the deficiency of head water renders the construction of a Canal of the ordinary description impracticable.

32. The most natural position for a Channel of communication, between the Bay of Fundy and the Gulf of St. Lawrence, is evidently from the head of Cumberland Basin to Bay Verte, and since it is not advisable to attempt to construct a Canal of the ordinary description, for the reasons above stated, it may be worth while to consider what would be the effect of cutting a Channel from water to water, leaving it to the waters themselves to complete the communication to render it navigable. The level of the neap flood tide at Tignish River is 9 feet $\frac{1}{4}$ inch lower than the corresponding tide in the Tantamar River; at flood tide in the latter the water would flow into Bay Verte, and so soon as the tide ebbed below the corresponding tide in Tignish River, which it would do because it ebbs so much more in Cumberland Basin than in Bay Verte, the waters of the latter would flow into the former, and would, on account of the great ebb in the Bay of Fundy, continue to flow much longer than it would the other way. The prevailing water therefore flowing through the Channel would be the clear water of the Gulf of St. Lawrence, and would counteract any ill effects that might arise from the muddy waters of the Bay of Fundy. The subject would however be much more advantageously considered when Captain Owen, R. N., has completed the tidal observations contemplated by him in the course of his Survey of the Bay of Fundy. In the mean time, should it meet your Excellency's wishes, I might, in the ensuing summer, make a further examination of the ground between the two waters, so as to ascertain the best line on which such a Channel might be formed, with a view to the least amount of excavation, and the most advantageous points of connection with the Bay of Fundy and Gulf of St. Lawrence.

I have the honour to be
Your Excellency's most obedient humble servant,

H. O. CRAWLEY,
Captain Royal Engineers.

Fredericton, 19th January, 1843.

Fredericton, N. B., 9th March, 1843.

MAY IT PLEASE YOUR EXCELLENCY,

1. In reference to the concluding Paragraph of my Report on the Survey of a Line for a Canal to unite the Bay of Fundy with the Gulph of Saint Lawrence, I have the honor to offer the following observations on the practicability of cutting a Channel across the Isthmus connecting New Brunswick with Nova Scotia.

2. The object in view is, to cut a Channel of moderate dimensions from Bay Verte to Cumberland Basin, and to permit the action of the waters thus united, to form a Channel sufficient for the purposes of navigation.

3. The Tidal observations which are about to be made by Captain Owen, R. N., I am given to understand, will not be completed in less than one year from the time of commencing them. In
absence

absence of the result of these observations, I cannot give any accurate account of the difference of level of the Tides, so as to determine the fall from one point to the other, in order to judge if the current will be sufficient force to effect the desired object; but admitting the fall to be sufficient, it may be well to consider the effect such an opening would have on the Tantamar or adjoining Marshes.

4. Every Spring Tide would, if not restrained by the Dykes, flood the Marshes, which are the most valuable parts of the Farms in that neighbourhood. On opening a Channel as proposed, it will be highly important that the safety of these Marshes shall not be compromised; to prevent this will be a matter of considerable difficulty.

5. The soft soil of which the Marshes are composed, would offer so little resistance to a current of water, that it would be difficult to set limits to the width of the Channel. Dykes placed at any reasonable distance apart, between which the Channel should be formed, would be liable to be undermined and thrown down by the action of the water on the Banks, a circumstance of frequent occurrence to the present Dykes, and from which cause the Tantamar River is continually and perceptibly altering its course; and as the depth of the Channel would gradually extend to upwards of forty feet, it would be extremely difficult to secure the Banks by Piles.

6. That part of the excavation towards Bay Verte would be through Sand Stone Rock, which would yield very little to the action of the water; it would be highly probable that the rocky Channel would become, in process of time, a dangerous rapid; and at the junction of the Rock with the Marsh Land, the water, instead of continuing to flow with a gradual slope towards Cumberland Basin, would, on leaving the rocky part, scoop out the soft soil, and form a fall.

7. It may be observed, that the communication would be for some time interrupted between New Brunswick and Nova Scotia, as no Bridge could be placed across the Channel until the ultimate width of it was determined.

8. These circumstances, deduced from theory, appear to me to render it doubtful after all if a Channel, as proposed, would be easily navigable. At all events, so much uncertainty appears to exist, that the project would be extremely hazardous. With this view of the case, your Excellency may probably agree with me, that it is not desirable to prosecute the inquiry farther.

I have the honor to be

Your Excellency's most obedient humble servant,

H. O. CRAWLEY, *Capt. R. Engineers.*

His Excellency Sir W. M. G. Colebrooke, K. H. &c. &c. &c.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 16th March, 1843.

Prayers.

Read a second time—

A Bill imposing Duties for raising a Revenue.

On motion of Mr. Brown,

The House proceeded to take into consideration the amendment made by the Legislative Council to

The Bill to authorize the Justices of the Peace in the several Counties of this Province to make regulations for the Markets.

The amendment being thice read, is as follows :—

At A in Section I, insert the words “to establish and define the bounds of a Market place in each Town, and.”

And the question being put thereon—

Resolved, That the House do concur therein.

Ordered, That Mr. Brown do return the Bill with the amendment to the Council and acquaint them therewith.

On motion of the Honorable Mr. Simonds,

The House went into Committee of the whole on a Bill to facilitate the means of supplying the City of Saint John with Water.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had passed the following Resolution :—

“*Resolved*, That the further consideration of the Bill be postponed until the next Session of the General Assembly.”

Ordered, That the Report be accepted.

Mr. Hazen moved for leave to bring in a Bill to authorize the Trustees of Saint Andrews' Church in the City of Saint John, to convey a certain tract of Land to the Crown, on receiving other Lands in lieu thereof.

And

And upon the question, that the Twenty Fourth Rule of the House, which requires Bills of a private or local nature to be read at the Assizes or Court of Nisi Prius, or at the General Sessions of the Peace, in presence of the Grand Jury, or published in some Newspaper, be dispensed with, the House divided—

YEAS, 10.

NAYS, 12.

Whereupon it was decided in the negative.

On motion of Mr. Hazen,

That the House do now go into Committee of the whole in further consideration of a Bill to authorize the Mayor, Aldermen and Commonalty of the City of Saint John, to lay out and open a Street in the said City, in continuation of John or Water Street, (so called,) Southwardly, to the prolongation of Saint James Street;—

To which Mr. Partelow moved as an amendment, to expunge the word “now,” and insert the words “at the next Session of the General Assembly.”

Upon the question for the amendment, it was carried in the affirmative, and the further consideration of the Bill accordingly postponed until the next Session.

On motion of Mr. Wilmot,

Ordered, That the Returns from the Grammar Schools and Parish Schools, as also that from the Principal of the Collegiate School at Fredericton, and which were laid before the House yesterday, by command of His Excellency the Lieutenant Governor, be referred to the Committee appointed on the 3d day of February last to take under consideration the subject of Parochial Schools, and the Education of the Country generally, to report thereon.

On motion of Mr. Fisher,

That the House proceed to the Order of the Day, adjourned by operation of the Twenty Second Rule, to go into Committee of the whole in further consideration of a Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly,—

The Order of the Day being read, the House accordingly resolved itself into Committee of the whole on the said Bill.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Wilmot,

Resolved, That the Petition of George Woods, on the subject of certain transactions with the New Brunswick Land Company, relative to a Lot of Land included in the grant to the Company, which was presented to the House on the 23d day of February last, and ordered to lie on the Table, be referred to a Select Committee to report thereon.

Ordered, That Mr. Wilmot, Mr. End and Mr. Barberie do compose the Committee.

On motion of the Honorable Mr. Simonds,

Ordered, That the Report from the Committee of Trade, which was presented to the House yesterday, be referred to the Committee of Supply.

On motion of Mr. Wilmot,

That the House do now go into Committee of the whole in further consideration of a Bill for the Consolidation of the Departments of Revenue in this Province, and to provide for the collection and protection thereof;—

To which Mr. Partelow moved as an amendment—To expunge the word “now,” and insert the words “at the next Session of the General Assembly.”

Upon the question for the amendment, it was carried in the affirmative, and the further consideration of the said Bill accordingly postponed until the next Session.

On motion of Mr. End,

The House went into Committee of the whole on a Bill to authorize the extension of the Gaol Limits in the County of Gloucester.

Mr.

Mr. Smith in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had passed the following Resolution :—

Resolved, That the further consideration of the Bill be postponed until the next Session of the General Assembly."

Ordered, That the Report be accepted.

On motion of Mr. Hazen,

The House again went into Committee of the whole on a Bill to grant a Patent to James B. Toldervy for the application of Electro Magnetic Power to Clocks and Time Pieces.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their further consideration, had made amendments thereto, and then agreed to the said Bill, under the title of—

A Bill to amend "An Act for granting Patents for useful Inventions."

Ordered, That the Report be accepted, and the Bill engrossed, as amended, under the amended title.

On motion of Mr. Rankin,

The House went into Committee of the whole on a Bill in amendment of the Laws now in force for regulating the Fisheries in the County of Northumberland.

Mr. Hazen in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, the following Resolution was moved :—

Resolved, That the further consideration of the Bill be postponed for three months."

And upon the question, the Committee divided—

YEAS, 14.

NAYS, 16.

Whereupon it was decided in the negative.

That the Committee then proceeded in the Bill, and the first Section thereof being before them, the following Resolution was moved :—

Resolved, That the further consideration of the Bill be postponed for six months."

And upon this question, the Committee again divided—

YEAS, 17.

NAYS, 13.

And so it was carried in the affirmative.

Ordered, That the Report be accepted.

On motion of Mr. Allen,

Resolved, That the Petition of Edward W. Miller, Esquire, High Sheriff for the County of York, which was presented to the House on the 25th day of February last, and ordered to lie on the Table, praying the action of the House upon a Petition presented at the last Session, relative to claims for certain Public Services performed by him, be now referred to a Select Committee to report thereon.

Ordered, That Mr. Allen, Mr. Scoullar and Mr. End do compose the said Committee.

Mr. Brown, from the Committee to whom was referred the subject of the amount to be granted in Supply during this Session, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

"The Committee appointed to prepare an estimate of the sum of money to be granted in Supply during the present Session, Report :

"That from documents which have come under their notice, and the most probable estimates they have been enabled to make, they are induced to believe that the Revenue of the current year, exclusive of Marine Hospital and Light House Duties, will not exceed the sum of £73,000.

"That the following sums will be payable during the current year, without being granted in Supply, viz :

" For the Civil List and Master of the Rolls,.....	£15,300
" College,.....	1,111
" Interest accruing in 1843,.....	6,000
	<hr/>
	£22,411
Estimated amount of Revenue,.....	£73,000
Amount payable as above,.....	22,411
	<hr/>

Leaving the sum of.....£50,589 to be granted
in Supply during the present Session, exclusive of grants for the support of Light
Houses.

" Respectfully submitted.

" JAMES BROWN,
A. BARBERIE.

" *Committee Room, March 16, 1843.*"

Ordered, That the Report be accepted.

Mr. Fisher, from the Committee appointed on the 13th instant to search the Journals of the Honorable the Legislative Council, to ascertain what proceedings had been had on the Bill relating to the qualification of Members of the Legislative Council, reported, that they had attended thereto, and received from the Clerk of the Council the following Extract from the Journals of that House, viz :—

" LEGISLATIVE COUNCIL CHAMBER,

Monday, 13th March, 1843.

PRESENT :

THE HON.

*Mr. Black,
Mr. Baillie,
Mr. Cunard,
Mr. Robinson,
Mr. Botsford,
Mr. Lee,
Mr. Street,
Mr. Hatch.*

*Mr. Shore,
Mr. Peters,
Mr. Allanshaw,
Mr. Saunders,
Mr. Attorney General,
Mr. Chandler,
Mr. Wyer,*

" The Honorable Mr. Black sat President.

" On motion made and seconded—

" That the Bill relating to the qualifications of Members of the Legislative Council be read a second time—it was decided in the negative."

True Extract.

WILL. TYNG PETERS, *Clerk.*

On motion of Mr. Fisher,

Resolved, That the Committee appointed on the 3d day of February last to prepare an humble Petition to Her Majesty upon the subject of the Civil List, be instructed to prepare an Address to Her Majesty upon the composition of the Legislative Council and the qualification of Members of that Body, and generally to draw the attention of Her Majesty to the propriety of carrying into effect the principles of the Bill relating to the qualification of Members of the Legislative Council.

On motion of Mr. S. Earle,

The House went into Committee of the whole on a Bill in addition to an Act, intituled " An Act to facilitate summary proceedings before Justices of the Peace, and the Execution of Warrants by Constables," and determining what Fees may be taken under the said Act.

Mr. End in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had passed A Bill, intituled "An Act to provide for the despatch of business in the Supreme Court,"

To which they desire the concurrence of the Assembly.

And he further informed the House, that the Council had agreed to

The Bill to amend the Laws now in force relating to Highways,

With certain amendments, to which they desire the concurrence of the Assembly.

The Bill, intituled "An Act to provide for the despatch of business in the Supreme Court," sent down to this House for their concurrence, was then read a first time.

Ordered, That the said Bill stand for a second reading to-morrow.

Mr. Partelow, from the Committee appointed on the 17th day of February last to take under consideration the various Accounts connected with the Queen's Casual Revenue, and to whom were referred certain Accounts from Abraham Gesner, laid before the House yesterday by command of His Excellency the Lieutenant Governor, submitted a Report upon the Accounts thus referred; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Select Committee to whom were referred the Accounts and Documents of Doctor Abraham Gesner for the exploration of the Grand, Restigouche and Tobique Rivers, having had the same under their consideration, together with the copies of the instructions furnished him by His Excellency, beg leave to offer the following Report:

No. 1. Is an Account of A. Gesner for the exploration of the Tobique River, amounting to £66, and made up as follows:—

The Government of New Brunswick,

To A. Gesner, Dr.

For the sum of Sixty Six Pounds expended in Exploring and Surveying the Tobique River, as follows:—

1842.

June 27.	Started from Saint John, accompanied by his son, with canoes, provisions and baggage, hired Martin Paul.—1 day,	£1	0	0
" 28.	At Fredericton, hired Lewio Xavier, Indian, received instructions, got canoes repaired.—1 day,	1	0	0
" 29.	Started up the River with canoes, was driven back by a gale of wind.—1 day,	1	0	0
" 30.	Proceeded up the River, exploring the Saint John.—1 day,	1	0	0
July 1.	Ascending the Saint John and exploring.—1 day,	1	0	0
" 2.	Ascending the Saint John, and exploring.—1 day,	1	0	0
" 3.	Ascending the Saint John,	1	0	0
" 4.	Ascending and exploring the Saint John.—1 day,	1	0	0
" 5.	Ascending the Saint John, and exploring.—1 day,	1	0	0
" 6.	Exploring and surveying the mouth of the Tobique.—1 day,	1	0	0
" 7.	Ascending the Tobique and exploring the Tobique.—1 day,	1	0	0
" 8.	Ascended the River, and explored to the Red Rapids.—1 day,	1	0	0
" 9.	Ascended the River, and explored part of the Royal Road and Wild Lands.—1 day,	1	0	0
" 10.	Sunday.—Encamped near Plaster Island,	1	0	0
" 11.	Exploring Plaster Rocks and Wild Lands.—1 day,	1	0	0
" 12.	Exploring Wild Lands and River, hired Isaac Oals.—1 day,	1	0	0
" 13.	Ascended River, and explored Wild Lands.—1 day,	1	0	0
" 14.	Ascended River and explored Wild Lands.—1 day,	1	0	0
" 15.	Ascended River and explored Wild Lands.—1 day,	1	0	0
" 16.	Exploring Wild Lands and surveying River.—1 day,	1	0	0
" 17.	Encamped above the Wapskawgan, and repaired canoes.—1 day,	1	0	0
" 18.	Ascending River, and exploring Wild Lands, measuring River, &c.—1 day,	1	0	0
" 19.	Ascending and surveying River near Blue Mountain.—1 day,	1	0	0
" 20.	Ascending River, and exploring right hand Branch.—1 day,	1	0	0
" 21.	Exploring and surveying right hand Branch.—1 day,	1	0	0
" 22.	Descending the River, and exploring Islands.—1 day,	1	0	0
" 23.	Descending River and exploring.—1 day,	1	0	0
" 24.	Entered the Saint John and encamped, discharged Isaac Oals.—1 day,	1	0	0
" 25.	Descended the Saint John.—1 day,	1	0	0
" 26.	Descended the Saint John.—1 day,	1	0	0

Carried forward,

£30 0 0.

<i>Brought forward,</i>		£30 0 0
July 27.	Descended the Saint John to Fredericton, discharged and paid Indians.—1 day,	1 0 0
" 28.	Sent his son with canoes and baggage to Saint John, and waited upon His Excellency.—1 day,	1 0 0
" 29.	Waited upon His Excellency and reported proceedings.—1 day,	1 0 0
" 30.	Returned to Saint John.—1 day,	1 0 0
Aug. 3.	Writing Report and Copy.—1 day,	1 0 0
	Cash paid Isaac Oals for 12 days labour, @ 5s.	3 0 0
	Cash paid Martin Paul for 24 days labour, @ 5s.	6 0 0
	Cash paid Lewio Xavier for 24 days labour, @ 5s.	6 0 0
	Cash paid Henry Gesner, Assistant, 32 days labour, @ 10s.	16 0 0
		<hr/> £66 0 0 <hr/>

August 6, 1842.

A. GESNER.

I, Abraham Gesner, do solemnly swear, that the annexed Account, amounting to Sixty Six Pounds, contains a full and correct statement of the services performed by me as therein set forth.

A. GESNER.

Sworn before me, at Fredericton, this 2d day January, 1843.

B. WOLHAUPTER, J. P.

I hereby certify, that the duty for which the annexed Account is rendered, appears by the Returns to have been satisfactorily performed: that the same was requisite for the Public Service, and that the Account is reasonable to the amount of £——.

JOHN S. SAUNDERS,
Com. Crown Lands.

No. 2. Is the Account of A. Gesner, for the exploration of Restigouche and Grand Rivers, amounting to £61 10s., and made up as follows:—

The Government of New Brunswick,

To A. Gesner, Dr.

For the sum Sixty One Pounds Ten Shillings, expended in Surveying and Exploring the Restigouche and Grand Rivers, as follows:—

1842.

Aug. 25.	Started from Saint John with his son assistant, instruments and baggage.—1 day,	£1 0 0
" 26.	Called upon His Excellency the Lieutenant Governor, and received instructions.—1 day,	1 0 0
" 27.	Examined wild lands on Miramichi Road, his son left for Madawaska.—1 day,	1 0 0
" 29.	Examined lands near Boiestown, and travelled to Miramichi.—1 day,	1 0 0
" 30.	Travelled from Newcastle to Forein's, and explored ungranted lands.—1 day,	1 0 0
" 31.	Exploring and travelling from Forein's to Bathurst.—1 day,	1 0 0
Sept. 1.	Travelling and exploring between Bathurst and Belle Dune.—1 day,	1 0 0
" 2.	Exploring lands and marl beds near Belle Dune.—1 day,	1 0 0
" 3.	Exploring wild lands and the marl beds near Jacquet River.—1 day,	1 0 0
" 5.	Exploring lands between Jacquet River and River Charlo.—1 day,	1 0 0
" 6.	Exploring lands near Eel River and the Colebrooke Settlement to Dalhousie.—1 day,	1 0 0
" 7.	Exploring near Dalhousie, and taking distances.—1 day,	1 0 0
" 8.	Exploring and travelling to Campbelltown.—1 day,	1 0 0
" 9.	Exploring, taking width of River and height of Mountains.—1 day,	1 0 0
" 10.	Exploring, taking width of River and height of Mountains.—1 day,	1 0 0
" 12.	Crossed into the District of Gaspé, to inquire into the state of the Province Line.—1 day,	1 0 0
" 13.	Exploring Restigouche River, and part of the Kempt Road.—1 day,	1 0 0
" 14.	Exploring and travelling to the Flat Lands on the Restigouche.—1 day,	1 0 0
" 15.	Exploring wild lands.—1 day,	1 0 0
" 16.	Exploring and surveying the River at the Flat Lands.—1 day,	1 0 0
" 17.	Exploring and surveying River above the Flat Lands.—1 day,	1 0 0
" 19.	Exploring and surveying River near the mouth of the Upsalquitch.—1 day,	1 0 0
" 20.	Exploring lands for a new Township.—1 day,	1 0 0
" 21.	Exploring and surveying River.—1 day,	1 0 0
" 22.	Exploring and surveying River.—1 day,	1 0 0
" 23.	Descended River with his son to Flat Lands.—1 day,	1 0 0
" 24.	Exploring River between Flat Lands and Campbelltown.—1 day,	1 0 0

Carried forward,

£27 0 0

		<i>Brought forward,</i>	£27 0 0
Sept. 26.	Ascended Sugar Loaf Mountain, and explored wild lands.—1 day,.....	1 0 0	
" 27.	Returned to Belle Dune, and explored near Jacquet River.—1 day,.....	1 0 0	
" 28.	Travelling and exploring between Belle Dune and Bathurst.—1 day,.....	1 0 0	
" 29.	Travelling and exploring from Bathurst to Forein's.—1 day,.....	1 0 0	
" 30.	Returned to Miramichi.—1 day,.....	1 0 0	
Oct. 1.	Returned to Boiestown.—1 day,.....	1 0 0	
" 3.	Returned to Fredericton.—1 day,.....	1 0 0	
	Cash paid Henry Gesner, for 33 days labour as Assistant, @ 10s.....	16 10 0	
	Cash paid Jeremiah De Bey, Chain and Canoe Man for 19 days @ 5s.....	4 15 0	
	Cash paid Baptiste Conno, Guide and Canoe Man, for 17 days @ 5s.....	4 5 0	
	2 days Writing Report and Copy, @ 20s.....	2 0 0	
			<hr/> £61 10 0 <hr/>

Saint John, 6th October, 1842.

A. GESNER.

I, Abraham Gesner, do solemnly swear, that the annexed Account, amounting to Sixty One Pounds Ten Shillings, contains a full and correct statement of the services performed by me as therein set forth.

A. GESNER.

Sworn before me at Fredericton, this 2nd day of January, 1843.

B. WOLHAUPTER, J. P.

I hereby certify, that the duty for which the annexed Account is rendered, appears by the returns to have been satisfactorily performed: that the same was requisite for the Public Service, and that the account is reasonable to the amount of £——.

JOHN S. SAUNDERS,
Com. Crown Lands.

"Accompanying these Accounts is a Report from the Auditor General, where he makes the following deductions:—

2 days services, 28th and 29th July, as unnecessary,.....	£2 0 0
2s. 6d. per day from Henry Gesner, wages, as charged, 65 days,	8 2 6
	<hr/> £10 2 6

leaving the amount for both services, £117 7 6, for which two Warrants have issued, £75 on one occasion, and the balance, £42 7 6, on the 4th January last. In the first Account, Mr. Gesner has charged 20s. per day for his services on four successive Sundays, which of course is, on the face of it, inadmissible; and it is a matter of surprise that such a charge should have escaped the Auditor's notice.

"No. 3. Is a copy of the Instructions furnished Dr. Gesner by His Excellency, before proceeding on the explorations, as follow:—

(Copy.)

The following are the heads of instructions which I request you will be so good as to give to Doctor Gesner, on the deputation he has received:—

That he will proceed to the Great Falls, and along the North Bank of the upper Saint John, and cross over to the head waters of the Restigouche, noting the description of the country, and the Timber on it. That he will descend the Restigouche, examining the nature of the Lands in the valley, and the facilities of settlement on the Lands; and, in favorable situations, laying out such Tracts for Townships on the right Bank, as may be well calculated for the formation of Settlements, of which Surveys can be made. The Boundaries to be marked out and divided into 50 acre allotments, if the Land is clear, otherwise the subdivision of the Land may be reserved, but a particular description of each locality to be given. Any favorable situations on the left or Canadian side to be noted.

The depth of the River at this Season to be ascertained, and the obstructions, and where it becomes navigable. The description of vessels and their draft of water, that can navigate it while the River is open.

The quality of the Timber on the Banks of the River and its Tributaries.

The Fisheries to be reported on, and how far the Laws for their protection are observed or evaded.

It is not probable that Doctor Gesner will have an opportunity in the present season of exploring the Tributaries, but if the season should admit of the continuance of his exploration, he can devote the remainder of it to an examination of the Northern Coast of the Nipissiquit falling into the sea at Bathurst; making a report of his observations, and noting the situations where Settlements may be formed, and furnishing diagrams of the Townships he may lay out.

It will be desirable that he should give his attention to the state of the boundary between this Province and Canada, and offer any suggestion that may occur to him respecting it.

It would be advisable to furnish him with a sketch, shewing the old Line of Boundary under the Proclamation of 1767, or the Quebec Act of 1774; also, the boundary of the Province, which is understood to have been at one time defined, so as to include both Banks of the Restigouche and both shores of the Bay.

Dr. Gesner will direct his attention to the Geological features and Mineral resources of the Districts that he will traverse, in the prosecution of the exploratory survey on which he is about to proceed.

"Your Committee conceive such an application of the public money to be highly objectionable, the House having, at the last Session, by a large majority, refused any appropriation for the further prosecution of such a service.

"No. 4. Is a Petition from Dr. Gesner to His Excellency, praying for payment of 68 days services at 20s. per day, for exploring the Grand, Restigouche, and Tobique Rivers. This Petition is sworn to, and is accompanied by two notes addressed to His Excellency by the late Surveyor General, one dated 4th January last, and the other without date, recommending the claim to be allowed. An order in Council accordingly passed for this amount, and a Warrant issued and was paid on the 4th February following. It will thus be seen, that instead of 20s. per day, Dr. Gesner has actually received 40s. per day for his services in making these explorations—a sum which he certainly never could have contemplated to charge when he rendered his Accounts, otherwise he would have included this additional claim before they were submitted to the Auditor for his Report. Why the Executive Government sustained this last application, your Committee cannot comprehend, as the order in Council of the 4th January last was expressly for the payment of the balance of £42 7 6 claimed to be due for performing the same service.

"Respectfully submitted.

"J. R. PARTELOW,
JAMES BROWN,
D. HANINGTON,
L. A. WILMOT,
R. L. HAZEN.

"Committee Room, March 16, 1843."

Ordered, That the Report be accepted.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 17th March, 1843.

Prayers.

Read a second time—

A Bill sent down from the Legislative Council, intituled "An Act to provide for the despatch of business in the Supreme Court."

Read a third time as engrossed,

A Bill to amend the Laws now in force relating to Trespasses.

Resolved, That the Bill do pass.

Ordered, That Mr. Palmer take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Partelow,

Ordered, That the House do on Monday next the 20th day of March instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

Mr. Street moved for leave to present a Petition from Henry Whiteside, chief Clerk in the Treasury Department at Saint John, setting forth the various services incident to the discharge of the duties of that office, and praying that a grant may pass in addition to the appropriation already made for his services during the past year.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

And upon the question, that the said Petition be received and referred to the Committee of Supply, the House divided—

YEAS, 18.

NAYS, 8.

Whereupon it was carried in the affirmative, and the Petition accordingly referred to Supply.

Mr.

Mr. Fisher, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 15th day of March instant, praying that His Excellency would be pleased to lay before the House copies of any Despatches he may have received from Her Majesty's Government relative to the payment of the Members of the Executive Council for their attendance on the business of the Council, and any further information relating to the Casual and Territorial Revenue Accounts which he may be authorized to communicate, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would furnish the information required as soon as it could be prepared.

On motion of Mr. Wilmot,

Resolved, That a Committee be appointed to search the Journals of the Honorable the Legislative Council, to ascertain what proceedings have been had on the Bill to amend the Charter of King's College.

Ordered, That Mr. Wilmot and Mr. Wark be the Committee for that purpose.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day of the 15th instant, to go into Committee of the whole on the Reports from the Select Committee on the various Accounts connected with the Receipts and Expenditures of the Queen's Casual Revenue,—

The Order of the Day being read, the House according thereto, resolved itself into said Committee.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Returns from the several Clerks of the Peace relative to Bounties allowed for Grain raised on new Land; the same being furnished under an Address of the House of the 6th day of February last: also

Schedule of Persons receiving relief under the Acts for the relief of Old Soldiers of the Revolutionary War, and their Widows; this Return being furnished under an Address of the House of the 8th day of February last.

[*See Appendix.*]

The Honorable Mr. Simonds, also by command of His Excellency, delivered the following Message:—

"New Brunswick.

"Message to the House of Assembly, 17th March, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor, in reference to the Address of the House of the 15th instant, communicates copies of two Despatches from Her Majesty's Government, relative to the payment of the Members of the Executive Council for their attendance on the business of the Council;—together with such other information as the House may desire to possess relative to the expenditure of the Casual and Territorial Revenue.

"W. M. G. C."

The Documents accompanying the foregoing Message, being severally read at the Clerk's Table, are as follow:—

PAYMENT OF EXECUTIVE COUNCIL.

(Extract.)

Downing Street, July 7, 1838.

SIR,—I have received your Despatch of the 7th June, marked private, requesting my authority for recommending to the Provincial Legislature the grant out of any surplus of the Civil List of New Brunswick, of a salary of Fifty Pounds per annum to each of the Members of your Executive Council who

who serve on the Committee of the Board formed for the purpose of superintending the Crown Land Department.

I see no ground for withholding my consent to your making this proposition to the Legislature.

(Signed)

GLENELG.

Major General Sir John Harvey, &c. &c. &c.

[No. 49.]

(Copy.)

Downing Street, 12th May, 1840.

SIR,—I have received your Despatch No. 22, of the 3d April, in which with reference to Lord Glenelg's Despatch No. 105, of the 7th July you report, that after consulting with your Council, you came to the opinion that it was unnecessary to submit to the Legislature the proposition for paying the Travelling and other expenses of the Members of the Executive Council, and that you had therefore directed the payment to them, at the rate of one guinea a day, out of the gross proceeds of the Casual and Territorial Revenue.

It does not appear to me that there is any ground for objecting to this charge, either as unreasonable in principle, or as excessive in amount;—but from your statement it would seem that the gross income of the Land Fund is charged with the payment of the remuneration of the Executive Councillors, not merely in respect of their services as administrators of that Revenue, but in respect of their services generally, as Members of the Executive Council. If this be the case, it is not easy to justify the payment as a whole, because, though the Land Fund must bear its own charges, it is not liable to bear any of the general charges of the Executive Government. Although the amount of the misappropriation, if such it be, is very inconsiderable, yet the principle is the same, and it may be apprehended that the Assembly will take their stand on that principle. The proper course will be, that you should state the case fully to the Attorney and Solicitor General of the Province, continuing these payments if they shall declare them legal, and reducing them to any extent which they shall declare to be required by the Law.

I have, &c.

(Signed)

J. RUSSELL.

Major General Sir John Harvey, &c. &c. &c.

INFORMATION RELATIVE TO EXPENDITURE OF CASUAL REVENUE.

In reference to the Report of the Select Committee of the House of Assembly on the several Accounts and Documents relating to the Receipt and Expenditure of the Queen's Casual Revenue, we beg to make the following observations:—

In the year 1840 the expenses of the Indoor Establishment of the Crown Land and Surveyor General's Office were found to exceed Sixteen hundred pounds per annum, exclusive of contingencies, and a reduction was in consequence resolved upon and carried into effect; the principal Clerk or Deputy received a year's salary in advance, on being discontinued, and three junior Clerks a quarter's salary each, in advance. The expenses of the Establishment for that year were—

For Salaries,	-	-	-	-	-	£1,508	0	0
“ Retiring Allowances,	-	-	-	-	-	381	0	0
“ Stationery, Printing, &c.	-	-	-	-	-	632	0	0
Total,	-	-	-	-	-	£2,521	0	0

The expenditure for the year 1841, after those reductions had been carried into effect, and only a sufficient establishment retained to ensure the efficient and satisfactory discharge of the important public duties connected with it, was as follows:—

Salaries,	-	-	-	-	-	£1,343	6	8
Stationery, Printing, &c.	-	-	-	-	-	523	14	4
Total,	-	-	-	-	-	£1,867	1	0

And in the Spring of 1842, being the year in which the Committee of the House of Assembly consider the expenditure as being entirely too large, it is as follows:—

Salaries,	-	-	-	-	-	£1,435	0	0
Stationery, Printing, &c.	-	-	-	-	-	426	18	10
Total,	-	-	-	-	-	£1,861	18	10

Mr. Grant's salary for the period he was engaged with Captain Crawley in Westmorland, was continued only until the expenses of the Canal survey could be ascertained, and the amount being £49 8 6, for 82 days absence, will be refunded from the Canal Fund to the Casual Revenue; the travelling expenses of that gentleman have been already charged to the Canal Fund: The sum of £94 5 7 may also be deducted for Mr. Wilkinson's salary:—For the whole period during which he was employed in performing surveys in the late Disputed Territory, and in compiling data connected with the North West Boundary, and the Boundary between Canada and New Brunswick, for the information of the British and Provincial Governments, on account of which services the advance of £95 was made to him from the Casual Revenue, and for which advance, together with the full amount of his salary derived from the Surveyor General's Office during the period in which he was engaged in the survey, &c. he has given credit in the Account rendered by him for this service, as follows:—

Mr.

Mr. Wilkinson's time, 140 days,	-	-	-	-	£140	0	0
Wages, Provisions, &c.	-	-	-	-	126	13	5
					<hr/>		
					£266	13	5
Less—							
Salary at Surveyor General's Office from November 1, 1842, to March 6, 1843,	-	-	-	-	£94	5	7
Advance to meet disbursements,	-	-	-	-	95	0	0—
					<hr/>		
					189	5	7
Balance claimed,							
					£77	7	10

The Accounts of Mr. Jacob Allan, the Seizing Officer stationed at Indian Town, for Clerk hire and other expenses of his office, have been paid periodically for the last three years. In 1840 he received £108 5 5, for expenses to the first of July of that year; in 1841 he received £78 15 7, expenses to the first July of that year; and in the year 1842 he received £133 14 10, for expenses from the 1st of July, 1841, to the 30th of September, 1842, being the principal business periods of two seasons' inspections, and being in about the same proportion as the payments made in the two previous years.

The advances of £75 made to Doctor Gesner towards surveying the Tobique River and Valley was in no wise connected with a Geological Survey of the Province, (not authorized by the Legislature,) but was advanced to him as a Deputy of the Surveyor General's Department; and when the service, on account of which this advance had been made, was completed, the account was rendered in the usual manner, and certified by the Surveyor General, according to the existing regulations, and when audited, and the wages for himself and assistants were found to conform to the usual rates, the balance of his account, amounting to £42 7 6, was paid to him,—the advance of £75 being first deducted. Doctor Gesner having, however, subsequently shewn, that in consequence of the distance which he had to travel, the expensive, laborious and difficult nature of the services which he had performed, were not compensated by the above allowance, that sum having been barely sufficient to repay his outlay; and it appearing that these services had been executed in the most satisfactory and efficient manner, the further sum of £68 was subsequently allowed to him as a compensation for his personal services. The additional payment of £75 to this Gentleman, appears to have been an advance made to him on account of exploring, surveying and locating the "Mechanics' Settlement," the detailed account for which services he has not yet furnished;—the same has, however, been called for by the Auditor.

The charge of £517 4 10 for the Lieutenant Governor's postage comprises the postage for the five quarters, ending December, 1841, nearly two quarters of which were incurred prior to Sir William Colebrooke's arrival in the Province, and after his arrival it continued for a length of time to be burthened with heavy charges for the postage of packages of Journals, &c. from the Sister Provinces. On becoming acquainted with this circumstance after receiving the account from the Postmaster since the close of the Session of 1842, His Excellency discontinued receiving such packages, thus materially reducing the charges of that branch of the Public Expenditure, as will appear by reference to page 133, Journals of 1843, where the Lieutenant Governor's postage for the last quarter of 1842, amounted only to the sum of £50 12 1. He also made these onerous and vexatious charges the subject of a remonstrance to the Governor General, and although from a Despatch recently received from the Chief Secretary's Office, Kingston, no immediate refund of them can be expected, still there are reasonable grounds for anticipating that this may ultimately be done.

It will moreover be found on looking into the postage accounts, that the charge for official correspondence in 1841, when compared with the expenditure of former years, is not excessive; when it is borne in mind that Sir John Harvey charged half his postage accounts to the Military Chest, a fund over which the present Lieutenant Governor has no controul. The postages were always charged as contingencies. In the Session of 1842, the sum of £450 was voted for the "contingencies" of 1841, but the expenditure of this sum has already been anticipated, as there was a balance due on that account when Sir William Colebrooke assumed the Government of the Province in April, 1841, and he was obliged to make the necessary advances to the amount of £450 during the year, from his own private funds; and when the amount of the postage account to December, 1841, was communicated to the House in the Session of 1842, after the Committee of Supply had closed, it was intimated by the Speaker's letter, that the Assembly would not object to grant a considerable increase at the following Session to meet the deficiency, and that in the meantime, any sums required might be taken from the gross proceeds of the Crown Revenues, until the same could be replaced by the Assembly.

With respect to the charge of £105 for the Printing, Stationery, &c. for the Secretary's Office, the Committee find that the expenses thus incurred were regularly paid by order of the Governor and Council from the year 1787 until the year 1836 inclusive, a period of fifty years; subsequent to which time the sum of £105 settled by the House of Assembly upon an average of three years has been paid by Legislative Grants until the last year, when the appropriation of 1841, after being twice agreed to, was after a number of Members had left the House, ordered to be expunged, and the pledge of the House to provide for these expenses left unredeemed.

The objection taken by the Committee of the House does not appear to be the defraying of these expenses, but to the mode of payment, and upon this point your Committee would remark, that from the expense thus incurred, a portion of the Casual Revenue, amounting to about four hundred pounds per annum, is collected, and as the administration of this Revenue is by the Civil List Act expressly vested in the Governor and Council, who are thereby authorized to expend such sums from the gross

proceeds, as they may deem necessary and requisite for the prudent management, collection and protection thereof, and who are thus made the judges of what sums are necessary and requisite to be expended, your Committee are of opinion that the Governor and Council are justified in making the payment, as they have done, out of the gross proceeds, the House having failed to fulfil their pledge, and as without these expenses being incurred, the collection of the sum above specified could not be made.

It may be further remarked that the fact of the House of Assembly having pledged itself to provide for these expenses annually from the Province Chest, does not in any degree annul the right of the Executive to defray the same whenever the House may neglect or refuse to fulfil that pledge; which view of the case appears indeed to have been entertained even by Members of the Assembly themselves, it having been proposed at the last Session that the amount should be paid out of the Civil List Fund; a resolution to which effect stands now recorded in their Journals, (4th of March, 1842,) though lost, as it would appear, from there being a majority present favorable to the grant which was then for the second time agreed to.

It should also be remembered that the payment in question was made, not prospectively for services to be performed, but to defray expenses actually incurred, and the principle of which was sanctioned not only by a precedent of fifty years practice, but also fully recognized by the decision of the Legislature when the average amount was settled in 1839, and it was made not from money in the Province Treasury, but from funds which being in the custody and under the control of the Executive Government, did not require the previous sanction of the Legislature:—This charge is not however made in the account of the Casual Revenue, but in the Schedule of Warrants drawn as contingencies, to be refunded in whatever manner should be finally approved, either by grant of the House as heretofore, or by grant to the Governor, as contingencies, or by deductions from the gross proceeds of the Casual Revenue.

The allowance to the Attorney General for stationery was ordered in Council for the last three years as a contingency, and as a reasonable charge, he being so often called upon for official reports and opinions, for which he receives no particular pay or compensation.

In reference to the expenses of the Auditor's Office, the Committee have to observe, that the Resolution of the House of Assembly of the 1st April, 1842, (Journals Page 290,) and Address to the Lieutenant Governor, expressly contemplated that the Auditor should make up the arrearages of Road Accounts due by the numerous Supervisors and Commissioners, and balances due from all other parties to whom the expenditure of Public monies had been intrusted, extending over a series of years: The satisfactory performance of this service in time to admit of the communication of the Audited Accounts to the Legislature, necessarily required a minute and laborious inspection of the Provincial Journals and Acts for several years past; a thorough inspection of all accounts connected with the expenditure of Public monies for a like period; the preparation of numerous lengthy detailed abstracts and reports, and a voluminous correspondence, all which being in addition to the usual routine duty of the office of Audit, must have occasioned much additional labor, responsibility and expense; and taking all those circumstances into consideration, the Committee are of opinion that the sum of £752, which comprises all the charges connected with that department for the period of thirteen months (the term over which the charge extends) is not by any means an extravagant outlay, it being at the rate of less than £700 per annum; and it would also appear to be fully borne out by Lord Glenelg's Despatch of the 5th September, 1836, (Assembly Journals of 1837, page 202,) and by the Report of the Committee of the Legislative Council of the 27th February, 1837, made in accordance with the said Despatch, and adopted by the Council, wherein the sum of £850 per annum was recommended for the contemplated establishment for the Office of Audit, (vide Council Journals of 1837, pages 162 and 167.)

As regards the salary of the late Surveyor General, the Honorable John S. Saunders, the Committee have to observe that the sum of £800 per annum, was the lowest rate fixed by Sir John Harvey, provisionally for Mr. Saunders' salary as Surveyor General, taking into consideration the portion of the duty of Commissioner of Crown Lands, which devolved upon him; and Sir John, in a Despatch to Lord John Russell of the 7th of April, 1841, after having consulted with those Members of the Executive Council, who had Seats in the Assembly, stated it as his conviction that this rate or even £900 of annual salary would be cheerfully acquiesced in by the House of Assembly, and that in advancing money to Mr. Saunders on account, he had taken care not to exceed the lower of the rates to which he had adverted; and Lord John Russell, in a Despatch of the 11th of May, 1841, to Sir William Colebrooke, states that he should be glad if Sir William would take into consideration Sir John Harvey's Despatch, communicating his opinion in regard to the amount of salary to be assigned to Mr. Saunders; and the Committee are of opinion that Sir William in sanctioning the payment of the lowest rate named in the Despatch (£800 per annum,) for only a portion of the time during which Mr. Saunders filled the office of Surveyor General, viz. till the period of Sir John Harvey's departure, has not even fully carried out the views suggested by Sir John and sanctioned by Lord John Russell, as those documents evidently contemplate the payment of not less than £800 per annum to Mr. Saunders, for his full term of office as Surveyor General. The Committee observe that from the 18th of July, 1841, from which period Mr. Baillie's reinstatement in office by order of Lord John Russell took effect, until he took charge of it personally, he received £600 a year, being one moiety of his fixed salary, and Mr. Saunders received no more than the other moiety, as will appear by the following statement:—

Mr.

Mr. Saunders filled the office of Surveyor General from January 1st, 1840, to July 18, 1841, the salary for which term, at £800 per annum, would be £1,239 9 0

He was entitled to one moiety of Mr. Baillie's fixed salary, from the period of Mr. Baillie's reinstatement in office, until he took charge personally, being £600 per annum, from July 19, 1841, to October 25, 1842, 761 10 1

Mr. Saunder's received in the years 1840, £500—1841, £800—1842, £491 10s. £2,000 19 1
1,791 0 10

Balance to which he would be entitled under Sir John Harvey's recommendation, £209 18 3

With respect to the duties performed by Mr. Wilkinson and Dr. Gesner, your Committee remark that they were highly important in their results, but as parts of those duties were intrusted to them under confidential instructions respecting the American and Canadian Boundaries, they cannot at present consistently with the Public interests be brought forward, yet they abundantly attest the zeal and intelligence with which they have been conducted, and the influence which they are calculated to have upon the interests of the Province, in comparison with which the sums expended are of very trivial consideration.

In conclusion, the Committee have to remark, that whilst they consider it highly necessary that the Executive should set an example of economy, and exercise a wholesome and prudent supervision over every Department of the Public service under their control, they cannot but confidently anticipate that the House of Assembly, on a review of the items constituting these expenditures, will perceive that they are in general lower than the expenditures of previous years for the like services, and as low as was consistent with a due regard to the Public interests.

(Copy.)

House of Assembly, April 1, 1842.

MY DEAR SIR,—I herewith return the enclosed Accounts. The amount of Postages in the Department so far exceed the expectations of the Members of the Assembly, that they are not at all surprised at the sums expended by the Executive for contingent expenses.

The contingent grant for the past year, £450, and for the present year, £400 only, will not be sufficient to meet all the demands upon these grants, and the Assembly will not object at the next Session, to grant a considerable increase to meet these large demands; in the meantime, any sum required may be taken from the gross proceeds of the Casual Revenue, until the same may be replaced by the Assembly.

Yours, faithfully,

(Signed)

CHARLES SIMONDS.

A. Reade, Esquire, &c. &c. &c.

(Copy.)

Fredericton, N. B. 13th September, 1842.

SIR,—From the very heavy charges which has been incurred for postage on public papers received from the British Provinces, the Lieutenant Governor has directed me to suggest to you whether there may not be some less expensive channel through which to transmit them than that offered by the regular Post Office. On a recent occasion a package containing the Laws passed during the last Session of the Canadian Legislature, was charged above £27, while more recently two thin volumes of similar contents from Halifax, were rated at more than £7. The Lieutenant Governor is not aware on what terms such documents may be received in Canada, or what other means of transmission may be open to you, but until some arrangement, similar to that which prevails in England, be made in reference to such papers, he has been anxious that you be made acquainted with the circumstance, in the hope that some less costly mode of conveyance may present itself.

I have, &c.

(Signed)

A. READE.

Rawson W. Rawson, &c. &c. &c.

EXTRACT OF A LETTER FROM A. READE, ESQUIRE, TO MR. PAGE.

Fredericton, 13th September, 1842.

Under the present arrangements of the Post Office in this Province, great irregularities are occasionally occurring, and are the cause of much complaint, as also the want of facilities in the transmission of letters by the Steam Boats running between Fredericton and Saint John; and the Lieutenant Governor thinks it of much consequence, that some arrangement should be made for the conveyance of Mails by these Vessels, and that it would be unjust to prevent the transmission of correspondence by them if the Post Office does not facilitate it.

The heavy charges on the interchange of official printed papers and volumns between these Provinces, demands immediate attention. The Assembly have complained of these charges, which the Lieutenant Governor would suggest, ought to be reduced to the rates for Parliamentary papers, and until the Act of Parliament can be altered, the present charges remitted, as in Nova Scotia.

General

(Copy.)

General Post Office, Halifax, 20th September, 1842.

SIR,—I have the honor to acknowledge the receipt of your letter of the 13th instant, and in reply to state for the information of the Lieutenant Governor, that the transmission of printed papers is not confined to the channel of the Post Office, but they may be legally sent as parcels in any manner the senders may think proper.

Any printed papers sent through the Post Office of Nova Scotia and New Brunswick, in closed covers, are liable to full postage as letters, but under a privilege of long standing, pamphlets in covers open at the ends, are allowed to pass within these Provinces at a reduced charge of one penny a sheet, the same being the perquisite of the Deputy Post Master General. This charge must, however, be prepaid by the sender, or the packet will be rated with full letter postage.

I have, &c.

(Signed)

J. HOWE.

A. Reade, Esquire, &c. &c. &c.

(Copy.)

Fredericton, N. B. 21st November, 1842.

SIR,—I have the honor to acknowledge, by desire of the Lieutenant Governor, your letter of the 9th instant, enclosing copy of a letter from the Deputy Postmaster General of Canada, in reference to the heavy charges made on certain packages transmitted from Canada and Nova Scotia to Fredericton.

I regret that it is not in my power to comply with the wish of Mr. Stayner to furnish the cover of the packet in question, but I can certify as to the correctness of his supposition in regard to both packets, viz: that they were closed up in envelopes so that their contents could not be known, and at the same time that they contained exclusively the Laws of the Legislature of the respective Provinces.

Under these circumstances, the Lieutenant Governor hopes that it may be practicable to refund the charge, more especially as the amount of the Post Office charge was a subject of complaint in the last Session of the General Assembly of this Province.

I have, &c.

(Signed)

A. READE.

Rawson W. Rawson, Esquire, &c. &c. &c.

(Copy.)

Fredericton, N. B. 20th December, 1842.

SIR,—I am directed to inform you, that a parcel was sent to Government House this morning, with the Halifax Postmark, charged £34 16 8, in consequence of which the Lieutenant Governor has returned it to the Deputy Postmaster of this place unopened. Its contents are consequently unknown, but if, as it is presumed, they are the Acts of the Nova Scotia Legislature, His Excellency conceives, that if sent in a different form, the packet would be liable to the ordinary charge made on similar Parliamentary documents. The heavy postages which have recently been levied on papers of this character, have compelled His Excellency to adopt the rule never to receive them when so charged.

I have, &c.

(Signed)

A. READE.

John Howe, Esquire, &c. &c. &c., Halifax.

(Copy.)

General Post Office, Halifax, 26th December, 1842.

SIR,—I beg to acknowledge the receipt of your letter of the 20th instant, and to inform you that the packet to which you refer was received at this Office from Prince Edward's Island.

If, on being posted, the sender had paid upon it one penny per sheet, it would have passed under my newspaper privilege without further charge, but this not having been done, the packet is legally chargeable with full letter postage, and it is not in my power to remit it.

I have, &c.

(Signed)

J. HOWE, D. P. M. G.

A. Reade, Esquire, &c. &c. &c.

(Copy.)

Fredericton, N. B. January 6, 1843.

SIR,—I have the honor to forward to you copy of a correspondence with the Post Office in Halifax, in reference to a charge on a packet received through that Post Office. The packet appears to have been forwarded from Prince Edward's Island; but from the high postage charged on it, (being £34 16s. 8d.) I was under the necessity of refusing it. Should it be convenient to you to transmit it in the form prescribed in the letter of the Postmaster, I should feel much obliged by your doing so.

I have, &c.

(Signed)

A. READE.

The Hon. — Haviland, Secretary, P. E. Island.

(Copy.)

Chief Secretary's Office, Kingston, 21st February, 1843.

SIR,—With reference to the Letter which I had the honor to address to you by command of the Governor General on the 9th November last, relative to the heavy charge on certain packets received by Post from this Province and Nova Scotia, against which you were instructed by His Excellency Sir W. Colebrooke to remonstrate in your Letter of the 13th September, I am to convey to His Excellency the Governor General's regret at finding that the Deputy Postmaster General does not consider himself authorized to refund any part of the amount, and that it will be necessary to

refer.

refer the matter to the authorities in England, which course His Excellency has adopted, with the view of meeting this and any future cases of the same nature.

I have, &c.

(Signed)

RAWSON W. RAWSON, *Chief Secretary.*

A. Reade, Esquire, &c. &c. &c.

[No. 32.]

(Copy.)

Government House, Fredericton, N. B., 7th April, 1841.

MY LORD,—In complying with the wishes of Mr. J. S. Saunders, the Acting Surveyor General of this Province, by transmitting to your Lordship a letter which he has placed in my hands for that purpose, it is proper that I should inform your Lordship that I have had a full communication with those Members of the Executive Council, who have Seats in the Assembly, upon the subject of the rate of salary to be assigned to the office of Surveyor General, from which I am enabled to express to your Lordship my confident belief that the House of Assembly will not be induced to concur in a higher rate of salary than that received by the Chief Justice being hereafter granted to any officer of the Government in this Province, except the Lieutenant Governor. With regard to the particular office in question, having myself suggested that £600 currency per annum as the salary of the Surveyor General, with the addition of half that sum in consideration of that part of the duty of Commissioner of Crown Lands, consisting principally in the sale of lands, and which continues to attach to the office of Surveyor General, might together constitute a sufficient remuneration without being liable to be regarded as excessive.—In this suggestion of £900 currency the majority of the Members whom I consulted appeared to acquiesce, but the others expressing, as I am inclined to believe, the feeling of the Assembly on the subject, intimated doubts as to that body willingly assenting to a higher rate than £800 currency. Having thus narrowed the question to the difference of £800 and £900, I leave it in your Lordship's hands, merely observing that I am convinced the House of Assembly will cheerfully agree to which ever of these two sums your Lordship may be pleased to assign to the office. It may be proper to add, that in advancing money to Mr. Saunders on account, I have taken care not to exceed the lower of the rates to which I have adverted.

I have, &c.

(Signed)

J. HARVEY.

Right Honorable Lord John Russell, &c. &c. &c.

[No. 11.]

(Copy.)

Colonial Office, 11th May, 1841.

SIR,—I have received a Despatch from Major General Sir John Harvey, dated 7th April, in which he encloses the application of Mr. J. S. Saunders, requesting to be confirmed in the appointment of Surveyor General, and that the salary of the office may be fixed.

The position of this question at present precludes me from returning my definite answer to Mr. Saunders' application, but I should be glad if you would take into your consideration Sir John Harvey's Despatch, communicating his opinion in regard to the amount of salary to be assigned to that office.

I have, &c.

(Signed)

J. RUSSELL.

Sir Wm. Colebrooke, &c. &c. &c.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 18th March, 1843.

Prayers.

On motion of Mr. Partelow,

The House again went into Committee of the whole on the Reports from the Select Committee on the various Accounts connected with the Receipts and Expenditures of the Queen's Casual Revenue.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, the following Resolution was moved:—

Resolved, As the opinion of this Committee, That Warrants have been drawn on the gross proceeds of the Hereditary, Territorial and Casual Revenues by the Executive Government the past and present year, for services not justified by the Fourth Section of the Act for the support of the Civil Government of the Province; such Section authorizing the Lieutenant Governor or Commander in Chief for the time being, to expend out of the gross proceeds of the Casual Revenue, and of the Sales and Leases of Crown Lands, such sums of money only, as may be necessary and requisite for the prudent management, protection and collection of the Revenues.

To which it was moved as an amendment—To expunge the whole thereof, and substitute the following:—

“Whereas

"Whereas it appears by the Return of the Expenditure of the Casual and Territorial Revenue for the past year, sent down to this House by Message from His Excellency the Lieutenant Governor, that several charges have been made on the gross proceeds of that Revenue, not sanctioned by the "Act for the support of the Civil Government in this Province;" and whereas it is expedient for this Committee to express its opinion on the authority of the Executive in the premises, and to require for the future the strictest economy in the disbursements, legally borne on the gross proceeds of that Revenue; therefore

"*Resolved*, As the opinion of this Committee, That no expenditure not absolutely required for the prudent and economical management, protection and collection of the said Revenue, is, under the above mentioned Act, legally chargeable to the gross proceeds of the same; and further

"*Resolved*, As the opinion of this Committee, That no expenses, with but few, if any, exceptions, incurred by any other than the Crown Land Department, are contemplated by the said Act, as expenses for the management, protection and collection of the said Revenue."

The question being taken upon the proposed amendment, it was decided in the negative.

And the question was then taken upon the original Resolution, when the Committee divided as follows:—

YEAS.

The Hon. Mr. Speaker,
Mr. Partelow,
Stewart,
Perley,
Palmer,
Hanington,
Alexandre,
S. Earle,
Wilmot,
End,
Botsford,
Jordan,
Scoullar,
Barberie,
Fisher,
Street,
Barker,
Smith,
Allen,
Freeze,
Gilbert,
J. Earle,
Brown,
Connell,
Payne,
Hazen.

NAYS.

Mr. Rankin,
Hill,
Boyd,
Williston.

Whereupon it was carried in the affirmative.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolution as passed in the Committee adopted by the House, and leave to sit again granted.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, laid before the House by command of His Excellency the Lieutenant Governor, the following Documents in reference to the Road Service:—

Copy Circular addressed to Supervisors, calling upon them to report the state of the several Roads under their charge; also, sums required for the ordinary repairs thereof:

Reports

Reports from the following Supervisors of Roads, viz :—

James Ketchum—Road from Woodstock to Grand Falls, and Bridge over Sullivan's Creek :

James A. Maclauchlan—Road from Grand Falls to Canada Line :

Nathaniel Hubbard—Road from Fredericton to Finger Board :

William Foshay—Road from Fredericton to Saint John on Nerepis Line, and from Nerepis to Gagetown :

George Anderson—Road from Saint John to Saint Andrews :

James Wallace—Road from Petitcodiac to Shediac ; Dorchester to Shediac ; and Salisbury to Hopewell :

L. Bradshaw Rainsford—Road from Fredericton to Saint Andrews, and Oak Bay to Eel River :

William Chandler—Road from Shediac to Richibucto, and Bridge over Cocagne River :

Alexander Goodfellow,

Road from Fredericton to Petitcodiac :

Do. from Fredericton to Newcastle :

Do. from Nova Scotia Line to Saint John :

Hammond River Bridge :

Renous River Bridge :

General Report on Roads under Mr. Goodfellow's Supervision ; and Estimate of sums required for repairs to the said Roads :

David Crocker,

Road from Miramichi to Restigouche :

Do. from Richibucto to Chatham :

General Report from Mr. Crocker on Roads under his Supervision :

Abstract of Reports of Supervisors of Great Roads, shewing the estimated amounts required for ordinary Repairs in 1843.

[See these Documents in Appendix.]

The Honorable Mr. Simonds, also by command of His Excellency the Lieutenant Governor, delivered the following Message :—

" New Brunswick.

" Message to the House of Assembly, 18th March, 1843.

" W. M. G. COLEBROOKE, Lt. Governor.

" The Lieutenant Governor lays before the House, copy of a Despatch from the Governor of Newfoundland, relative to a Light House proposed to be established on the S. W. Coast of Newfoundland, and which he recommends to the favorable consideration of the House.

" W. M. G. C."

The Documents communicated by the foregoing Message, being read at the Clerk's Table, are as follow :—

(Copy.)

Government House, Newfoundland, 27th February, 1843.

SIR,—I have the honor to transmit to Your Excellency the copy of a Despatch (and of its enclosures) which I have addressed to the Governor General of North America, and to request that Your Excellency will bring the subject thereof under the favorable consideration of the Legislature of New Brunswick.

I have, &c.

(Signed)

J. HARVEY.

His Excellency Sir W. M. G. Colebrooke, &c. &c. Fredericton.

(Copy.)

Government House, Newfoundland, 27th February, 1843.

SIR,—In transmitting to Your Excellency an extract of an Address which has been presented to me by the General Assembly of this Island, relative to a provision for the maintenance of a Light House proposed to be established on the S. W. Coast of Newfoundland, and in soliciting Your Excellency's

Excellency's support of the measure with the Legislature of Canada, I would beg to invite your attention to the fact (fully established by a comparison of the losses by Shipwreck during any given period) that though it is intended that the locality of the Light should be fixed upon the territory of this Colony, yet the advantages expected to be derived from it must necessarily be enjoyed principally by the Trade of the Colonies situated westward of Newfoundland, and more especially by that homeward bound from the Bay of Chaleur and Gulf of Saint Lawrence.

Canada may therefore be justly said to have a far more direct personal interest in the establishment of this proposed National Beacon, not only than this Island, but than any of the other Colonies of British North America. On these grounds, I venture to invite and to anticipate Your Excellency's support of the proposition which it is the object of this communication to bring under your notice.

The calculations which have been made of the probable expense of maintaining the proposed Light (one of such great importance, and situated in so remote and isolated a location) based upon those of similar existing establishments in this Island, would lead to the conclusion that it cannot safely be assumed at less than £600 per annum. Of the relative proportions which ought fairly to be contributed by the several Colonies concerned, their respective Legislatures will be the best judges; but I trust I may be pardoned for suggesting, that if three fourths of the whole expense be contributed by Canada and the Lower Provinces, including Prince Edward's Island, Newfoundland will willingly charge herself with the remainder.

The communication addressed to me by the Chamber of Commerce of this City, (of which I enclose a copy) will enable Your Excellency to judge of the advantages which Cape Pine possesses over Cape Race, as the site of the proposed Light House.

I have, &c.

(Signed)

J. HARVEY.

His Excellency the Governor General of Canada.

(Copy.)

To His Excellency Major General Sir John Harvey, K. C. B. and K. C. H. Governor and Commander in Chief, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

The House of Assembly beg leave to acquaint Your Excellency, that from a copy of a Despatch sent down to this House by Your Excellency, dated Treasury Chambers, 11th May, 1841, they learn that the Elder Brethren of the Trinity House having signified their opinion that the measure of lighting the Southeastern part of Newfoundland would be effectually accomplished by the erection of a Light House on Cape Pine, on the Southeasternmost extremity of that land, and of one also upon Saint Pierre; and likewise, that all vessels bound to or from ports or places situate between Saint John's, Newfoundland, and Cape Cod, in the United States, including the River Saint Lawrence, would be benefitted by the establishment of Light Houses in the above mentioned situations; and further, that my Lords adverting to the measures adopted in regard to the construction of Light Houses under very analogous circumstances on the Coast of Nova Scotia, are prepared to recommend to Parliament such grant as may be requisite for defraying the expense of constructing a Light House on Cape Pine, subject to the condition that provision shall be made by the Legislature of Newfoundland, either separately or with aid from the other North American Provinces interested in the establishment of the Light House, for the further maintenance of the Light; and said Despatch, after alluding to a report to be made by the Commanding Royal Engineer on this station, as to the most eligible arrangements for constructing the Light House, continues, my Lords would further suggest to Lord John Russell that it will be advisable to call for a similar report from the Governor of Newfoundland, or from any local authorities, under whose directions the construction or management of other Light Houses on the Coast of the Island has been placed.

The House of Assembly feeling the great importance, not alone to the trade of this Island, but to that of Great Britain and Ireland, the neighbouring Colonies and the United States, of the erection of a Light House on Cape Pine, and in order to enable the Secretary of State for the Colonies to carry out the very liberal suggestion of the Lords of the Treasury, now pledge themselves, that in the event of such Light House being erected, they will pass an Act providing a sufficient sum of money to meet the maintenance of said Light.

The House of Assembly request that your Excellency will be pleased to put yourself into communication with the Government authorities of such of the neighbouring Provinces and the United States, whose vessels may be benefitted by such Light, in order to induce their supplying their just proportion towards the annual maintenance of such Light.

Passed the General Assembly, Saturday, February 25th, 1843.

(Signed)

JAS. CROWDY, *Speaker.*

(Copy.)

To His Excellency Major General Sir John Harvey, Governor, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

The Chamber of Commerce having been encouraged by Your Excellency to express an opinion on the most advantageous point to place a Light House on the Southern Shores of this Island, have, after mature deliberation, come to the conclusion, that Cape Pine is by far the more eligible situation, possessing these advantages over Cape Race:—In the first place, Cape Pine is the more Southern point of the

the two, it is very much the higher land, and can therefore be seen over Cape Race ; while a Light House on Cape Race would be completely masked by Cape Pine to vessels coming from the westward: Secondly, Cape Pine is surrounded with Rocks and Shoals, and therefore more perilous of approach than Cape Race, which is a bold shore, free from such dangers ; and thirdly, the rapid current constantly setting past Cape Pine into St. Mary's Bay, deceives vessels by carrying them to the Northward of their reckoning and causing many to be lost in the vicinity of St. Shots, which is but a few miles to the Northward of Cape Pine.

If the Chamber were to give an opinion founded on the interests of Newfoundland alone, they might perhaps be induced to consider the claims of Cape Race equal if not superior to those of Cape Pine, but considering them with a view to the commerce of Great Britain and her North American Colonies generally, they can have no hesitation in deciding in favor of Cape Pine ; and the experience of past years has shewn that ten vessels have been lost in the neighbourhood of Cape Pine to one nearer Cape Race; thus proving the necessity of guarding British shipping against those dangers which more particularly threaten them when approaching Cape Pine. A bell at the Light House, to be used in foggy weather, or, if not attended with too great an expense, the occasional firing of a gun would be of great service.

I have, &c.

(Signed)

WM. THOMAS, *Pres. Cham. Com.*

Chamber of Commerce, 28th October, 1841.

Mr. Street moved for leave to present a Petition from John Pollok, as Vice President of the Chamber of Commerce, for the City of Saint John, on behalf of that Institution, praying that the great injury resulting to the Provincial Trade, by reason of certain restrictions imposed under the new Imperial Act, may be brought under the notice of Her Majesty's Government.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and lie on the Table.

The House adjourned until Monday morning next, at 10 o'clock.

Monday, 20th March, 1843.

Prayers.

Mr. Freeze, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 16th day of March instant, praying that His Excellency would be pleased to inform the House whether any Sales of Land have taken place under the order of His Excellency in Council, of the 1st day of December last, and if so, to what extent, and whether any Grants have issued or been ordered to be issued, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would cause the necessary information to be furnished.

On motion of Mr. Smith,

The House proceeded to take into consideration the amendments made by the Legislative Council to

The Bill to amend the Laws now in force relating to Highways.

The amendments being thrice severally read, are as follow :—

At A in Section I, insert the words "liable to perform Statute Labour."

At B insert a new Section as follows, and alter the number of the remaining Section :—

"And whereas it is expedient to repeal so much of the Twenty third Section of the said recited Act as authorizes any person to do his tour of labour in any other Parish than that in which he may reside ;

"Be it therefore enacted, That so much of the said Twenty third Section as authorizes any person to do his tour of labour, or produce any Certificate of the same having been done, in any other Parish than that in which he resides, shall be, and the same is hereby repealed."

And the question being put thereon—

Resolved, That the House do concur therein.

Ordered, That Mr. Smith do return the Bill, with the amendments, to the Council, and acquaint them therewith.

Read a third time as engrossed,

A Bill to amend an Act for granting Patents for useful Inventions.

Resolved, That the Bill do pass.

Ordered, That Mr. Hazen take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to amend an Act, intituled "An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand."

Resolved, That the Bill do pass.

Ordered, That Mr. Hazen also take this Bill to the Council and desire their concurrence thereto.

On motion of Mr. Hill,

The House went into Committee of the whole on a Bill to repeal all the Laws now in force relating to the establishment and support of Grammar Schools in this Province.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, the following Resolution was moved:—

"*Resolved*, That the further consideration of the Bill be postponed until the next Session of the Legislature."

Upon the question for adopting the said Resolution, the Committee divided—

YEAS, 10.

NAYS, 10.

And the division being equal, he had decided in the affirmative.

Ordered, That the Report be accepted.

On motion of Mr. Partelow,

The House again went into Committee of the whole on the Reports from the Select Committee on the various Accounts connected with the Receipts and Expenditures of the Queen's Casual Revenue.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them under their further consideration, he was directed to report as follows:—

1st. *Resolved*, As the opinion of this Committee, That as appropriations were made at the last Session to the extent of £850, to meet His Excellency the Lieutenant Governor's Contingencies for the years 1841 and 1842, the House could not have been prepared to discover that the whole of His Excellency's Postages, since he assumed the Administration of the Government, to the 7th January last, amounting to £567 16s. 11d., were further to be provided for; such appropriations having been made expressly to be applied for Postage, as well as other Contingencies, and that therefore the Warrants should not have been drawn.

That the following Resolution was then moved in the Committee:—

Resolved, As the opinion of this Committee, That it is not expedient to act upon the above Resolution, until this House shall be furnished by His Excellency the Lieutenant Governor with a detailed account of the said Postages and other Contingencies.

Upon the question for sustaining this Resolution, it was decided in the negative.

2d. *Resolved*, As the opinion of this Committee, That the Secretary's Postages for 1842, and ending 7th January, 1843, amounting to £294 8 8, drawn upon the gross proceeds of the Casual Revenue, are improperly drawn upon such gross proceeds, the same having for the last three preceding years been provided for from the Surplus Civil List Fund, and previously from Contingencies at the disposal of the Executive Government.

The following Resolution was then moved in the Committee:—

Resolved, As the opinion of this Committee, That the House should express its surprise and astonishment, that the sum of £105 for sundry Contingencies of Office for the year 1841, should have been paid to the Honorable the Secretary out of the gross proceeds of the Casual and Territorial Revenue, after the rejection of a grant for that purpose by the House, and especially as it appears that the extravagant salary paid to that

that officer must necessarily include the sum for which that grant was made; and further Resolved, that the said sum of £105, and also the sum of £90 16 6, subsequently paid to the Secretary for a like purpose for the year 1842, should be repaid by the Secretary.

To which an amendment was moved—To expunge the whole thereof, and substitute the following:—

3d. *Resolved*, As the opinion of this Committee, That the two amounts of £105 and £90 16 6 paid for the Provincial Secretary's Stationery and Fuel, for the years 1841 and 1842, have been improperly drawn upon the gross proceeds of the Casual Revenue; and further, Resolved, that the payment of the first mentioned sum of £105 cannot be viewed by the House otherwise than as a most extraordinary proceeding, the House having refused to provide for the same at its last Session, and such refusal was well known to the Government.

Upon the question for sustaining this amendment, the Committee divided—

YEAS, 14.

NAYS, 10.

And it was carried in the affirmative.

4th. *Resolved*, As the opinion of this Committee, That the sum of £30 3 1, for the Adjutant General's Postage, is not properly chargeable on the gross proceeds of the Casual Revenue, the office of Adjutant General not being in any way connected with the Sales and Leases of Crown Lands, Woods, Mines and Royalties.

5th. *Resolved*, As the opinion of this Committee, That the House should express its dissatisfaction with the payment of the sum of £200 to the Honorable John S. Saunders, in addition to the salary of £600 per annum for his services as Surveyor General, out of the Surplus of the Civil List Fund; the salary being an ample remuneration for the efficient performance of the duties of the office, and adequate to secure the services of an officer of the greatest talents and most active business habits in the Province; which sum of £600 was fixed upon provisionally, as appears by the Message of Sir John Harvey to the House of Assembly of the date of the 4th March, 1841.

6th. *Resolved*, As the opinion of this Committee, That the charge of £17 16 3, for the Emigrant Agent's expenses of Office and Contingencies; as also the charge of £6 8s. for an express to Saint John, are not chargeable upon the gross proceeds of the Casual Revenue.

7th. *Resolved*, As the opinion of this Committee, That the sum of £500 currency, per annum, as reported by the Select Committee on Salaries at the last Session of the General Assembly, is fully adequate to provide for efficiently Auditing all Public Accounts of the Province, whether Casual, Territorial or General, and that the House should express its disapprobation of the expenditure of any greater sum for that purpose, out of any funds whatever.

8th. *Resolved*, As the opinion of this Committee, That the sum of £10, allowed to the Honorable the Attorney General, for Stationery, out of the gross proceeds of the Casual Revenue, in addition to the Salary of that Officer, should be discontinued.

And the Chairman then further reported, that he was directed to ask leave to sit again.

The Resolutions as reported by the Committee, being then handed in at the Clerk's Table, were there again read.

Ordered, That the Report be accepted, the Resolutions as concurred in by the Committee adopted by the House, and leave to sit again granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to

The Bill to incorporate the Arestook Boom Company, with amendments, to which they desire the concurrence of the Assembly.

Mr. Wilmot, from the Committee appointed on the 17th day of March instant, to search the Journals of the Honorable the Legislative Council, to ascertain what proceedings have been had on the Bill to amend the Charter of King's College, reported, that they had attended thereto, and received from the Clerk of the Council the following extract from the Journals of that House, viz:—

"LEGISLATIVE COUNCIL CHAMBER,

Thursday, 16th March, 1843.

PRESENT :

THE HON.

*Mr. Black,
Mr. Baillie,
Mr. Cunard,
Mr. Robinson,
Mr. Botsford,
Mr. Lee,
Mr. Street,
Mr. Hatch.*

*Mr. Shore,
Mr. Peters,
Mr. Allanshaw,
Mr. Saunders,
Mr. Attorney General,
Mr. Chandler,
Mr. Wyer,*

"The Honorable Mr. Black sat President.

"On motion—

"The House was put into a Committee of the whole to take into consideration the Bill to amend the Charter of King's College.

"The Honorable Mr. Shore took the Chair.

"After some time the House resumed.

"The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

"ORDERED, That the Report be received.

"And upon the question, shall the further consideration of the said Bill be postponed for three months, the House divided—

CONTENT.

*Mr. Black,
Mr. Shore,
Mr. Baillie,
Mr. Peters,
Mr. Robinson,
Mr. Saunders,
Mr. Lee,
Mr. Street,
Mr. Wyer.*

NON-CONTENT.

*Mr. Cunard,
Mr. Allanshaw,
Mr. Botsford,
Mr. Attorney General,
Mr. Chandler,
Mr. Hatch.*

"And so it passed in the affirmative."

True Extract.

WILL. TYNG PETERS, *Clerk.*

On motion of Mr. Wilmot,

Whereas the Assembly, during several years past, have endeavoured, without success, to effect certain reasonable modifications in the Charter of King's College; and whereas those modifications, as contained in the Bill which has been rejected by the Legislative Council, during the present Session, have been loudly and repeatedly called for by numerous Petitions from nearly every County in the Province, while no Petition has ever been presented against those modifications; and whereas it is in vain to expect that amount of public benefit from the Institution which its munificent endowment from the Provincial Revenue should ensure; therefore

Resolved, That this House have learned with much regret and disappointment that a majority of the Legislative Council have rejected the said Bill during the present Session; and further

Resolved, That this House should persevere in their endeavours to amend the said Charter by Legislative enactment, and not resort to an Address to the Throne for a new Charter; and that this House will steadfastly adhere to the principle, that all the Educational Establishments of the Province, which are endowed from the Colonial Revenues, whether Incorporated by Royal Charter or otherwise, should be at all times subject to the supervision of the Local Legislature.

Mr. Boyd, from the Committee appointed on the 31st day of January last, to take under consideration all matters relating to Light Houses, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

"The

"The Committee to whom were referred the various matters connected with the Light Houses within the Province, Report :

"That they have had before them the Report and Accounts of Expenditure by the Commissioners for the Bay of Fundy Light Houses, with the Provincial Auditor's Report thereon ; and they find that the expenses on the several Establishments under the charge of the Commissioners residing at Saint John, viz. Partridge Island, Beacon, Quaco, Cape Enrage, Gannet Rock, and Point Lepreaux Lights, to stand thus :—

"Repairs, Supplies, &c. for the year 1842, £851 10 2 ; Commission thereon, £42 11s. 6d. ; Salaries for the Keepers of the different Light Houses, £700 ; towards the support of the Light House on Brier Island, £100 ; and Cape Sable Seal Island, in Nova Scotia, £152 5 2 ;—making the total amount of expenditure and payments for the past year, ending 31st December, 1842, £1846 6 10 ;—which is accompanied with the necessary vouchers.

"The Commissioners have not given credit for £9 7 6, noted in the Committee's Report last year, as having been charged for Office Rent. This charge, on inquiry, proves to be for the occupation of a Room in the Commercial Bank Building, adjoining the Commissioners' Office, where the spare Lamps, Glass, Wicks and Stores generally are safely kept, and under the immediate eye of the Commissioners ; the charge appears moderate and equitable, and should be paid. They credit £40 11s. due the Province on last year's Accounts ; and funds drawn from the Province Treasury, £1,850 ; also for Oil sold, £45 1 10 ;—leaving a balance due the Province on 31st December last, of £89 6s.

"Your Committee recommend that an appropriation of £107 8 6 be made to the Commissioners of Light Houses residing at Saint John, to enable them to compensate the Superintendent of Bay of Fundy Light Houses for his services to the end of the year 1842 ; they also remark that the highest credit is due to the Commissioners and Superintendent for the economical and efficient manner in which those Establishments have been conducted for the past year, as also the accurate and methodical manner in which the Accounts have been kept and made up.

"Also the Report and Accounts of the Commissioners of Saint Andrews, Campo Bello, and Machias Seal Island Light Houses, by which it appears that the expenditure for the year ending 31st December last, for supplies, alterations and repairs, was £404 11 7 ; Commissions on the same, £20 4 6½ ; and for Keepers' Salaries, £290 ;—making the whole expenditure, £714 16 1½. All of those Accounts are correctly stated, attested to, and regularly vouched. They credit funds drawn from the Province Treasury, amounting to £717 19 6 ;—leaving a balance due the Province of £2 1 2½, after deducting a balance of £1 2 2 due the Commissioners in 1841.

"The Commissioners report that extensive repairs have been made by them during the last year, at that most important Light House Station on Machias Seal Island, being damage sustained from the gale in February, 1842 ; and that the proximity of this Establishment to a dangerous navigation, where shipwrecks often occur, have induced them to place a supply of Provisions on the Island, in case of need ; also to erect a Tank for the reception of rain water, for the use of the Keeper and unfortunate individuals who may meet with such casualty.

"Your Committee duly appreciate the services of the Light House Commissioners of Machias Seal Island, Gannet Rock, &c. for their considerate attention in adopting means for the relief and support of shipwrecked seamen, and feel satisfied that the constructing Water Tanks will cause a large saving to the Province, by preventing the necessity of sending water to those establishments at great expense ; and in compliance with their Report, recommend the immediate erection of a Fog Bell, to be worked by machinery, by which means much property and many valuable lives may be saved. They also report that various improvements and repairs have been made at Head Harbour and Indian Point Lights, with a substitution of durable and effective Lanthorns and Burners. Much attention appears to have been given by the Commissioners to the several branches of their duty. The small salary of only forty pounds allowed the Keeper of the latter Light, will not, in the opinion of your Committee, admit of any reduction.

"The Committee have had before them the Report and Accounts of the Commissioners

missioners of Light Houses who reside at Miramichi, by which it appears that the expenditure for the year ending 31st December last, for outlays in Oil, Plate Glass, Wicks and improvements, &c. was £75 19 9 and Keeper's salary and Fuel, £95; they also charge Commission £8 11s.; but in accordance with the Report adopted by the House last Session, the sum of £4 Commission, charged on the Keeper's salary, will have to be deducted, thereby leaving the total amount expended by them £175 10 9. The foregoing Accounts are properly vouched, and highly satisfactory, and the Light House at Point Escuminac, is reported by Captain Owen to be in an efficient state, and recommend that an appropriation be made for the above mentioned sum.

"They have had under consideration a letter addressed to His Excellency the Lieutenant Governor by the Commissioners at Saint John, dated the 18th May, 1842, submitting an estimate for the constructing a Stone Wall of Granite around the Light House at Gannet Rock; they cannot recommend so considerable an outlay at present, except under unavoidable circumstances, although they recommend the construction thereof eventually. The said Commissioners have also intimated that a reduction might be made in the rate of Tonnage Duty collected for the support of Light Houses, to the extent of 25 per cent. They have also had under consideration a Petition from a number of Shipowners and others, praying a reduction on Light House and Hospital dues.

"Your Committee remark, that however desirable it may be at all times to lessen the charges on Shipping, yet in view of the casualties that may arise, and improvements annually required, as well as that already noticed for Gannet Rock, they cannot recommend to the House any alteration of the Law at present, as the excess of income over the expenditure only averages on the last four years about £140 annually, but trust that an improved state of Trade will warrant a reduction at the next Session of the Legislature.

"All which is respectfully submitted.

"JAMES BOYD,
ALEX. RANKIN,
ROBERT PAYNE.

"Committee Room, 20th March, 1843."

Ordered, That the Report be accepted; and

On motion of Mr. Boyd; further

Ordered, That the said Report be referred to the Committee of Supply.

On motion of Mr. Street,

Resolved, That the Petition from John Pollok, as Vice-President of the Chamber of Commerce at Saint John, on behalf of that Institution, praying that the House will represent to the Home Government the injury that will result to the Trade of the Province, by reason of certain restrictions under the new Imperial Act, which was presented to the House on Saturday last, the 18th day of March instant, and ordered to lie on the Table, be referred to a Select Committee to report thereon, either by Address to Her Majesty's Government or otherwise.

Ordered, That Mr. Street, Mr. Rankin and Mr. Partelow do compose the said Committee.

Mr. Perley, from the Committee appointed on the 7th day of March instant, to take under consideration a Petition from John Glazier and others, praying that a grant may pass for removing obstructions in the Grand Falls, on the River Saint John, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee to whom was referred the Petition of John Glazier, Leonard R. Coombs, F. Rice, F. E. Beckwith and 95 others, praying that a grant may be made, in aid of individual subscription, towards removing certain obstructions in the River Saint John, at the Grand Falls, which have proved highly detrimental to the lumbering interests of the community, Report:

"That having had the same under consideration, examined a Plan and Survey of that part of the River, and collected a mass of information on the subject, your Committee are

are of opinion, that an appropriation of Two hundred pounds ought to be applied to that service.

“ Respectfully submitted.

“ CHARLES PERLEY,
ROBERT PAYNE,
W. END.

“ *Committee Room, March 17, 1843.*”

Ordered, That the Report be accepted ; and

On motion of Mr. Perley ; further

Ordered, That the said Report be referred to the Committee of Supply.

On motion of Mr. Taylor,

The House went into Committee of the whole on a Bill relating to Trespasses by Horses, Swine and Neat Cattle in the Parish of Fredericton.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Message :—

“ **New Brunswick.**

“ *Message to the House of Assembly, 20th March, 1843.*

“ W. M. G. COLEBROOKE, *Lt. Governor.*

“ The Lieutenant Governor, referring to His Message of the 17th instant, communicates a further Document connected with the information already laid before the House relative to the expenditure of the Casual and Territorial Revenue.

“ W. M. G. C.”

The Document communicated by the foregoing Message, being read at the Clerk's Table, is as follows :—

FURTHER INFORMATION RELATIVE TO EXPENDITURE OF CASUAL REVENUE.

The Committee of the Executive Council to whom was referred the Report of the Select Committee of the House of Assembly, on the several Accounts and Documents relating to the Receipt and Expenditure of the Queen's Casual Revenue, have to make the following supplementary observations :—

The Committee were labouring under a misapprehension when they stated that the charge of £517 4s. 10d. for the Lieutenant Governor's Postage was for the five quarters ending December, 1841, and that nearly two quarters of it were incurred prior to Sir William Colebrooke's arrival in the Province. The real facts are, that the charge comprises the Postage for upwards of six quarters, commencing on the 1st of April, 1841, and terminating on the 5th of October, 1842 ; and the two first quarters of this period, amounting to £142 0 6, of which £7 9 3 was incurred by Sir John Harvey, was paid by Sir William Colebrooke from his own private funds, in the year 1841, and was refunded him in April, 1842, by Warrant, No. 396, on the Casual Revenue.

20th March, 1843.

On motion of Mr. Palmer,

The House went into Committee of the whole on a Bill to appropriate a part of the Public Revenue to the payment of the Ordinary Services of the Province.

Mr. Barberie in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 21st March, 1843.

Prayers.

Mr. Fisher moved for leave to bring in a Bill relating to the privilege of solemnizing Marriage.

The Order of the House limiting the time for bringing in Bills being in this instance dispensed with, leave was granted, and the said Bill being brought in was read a first time.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Report from Commissioners appointed by His Excellency to investigate the Accounts connected with the Provincial Penitentiary: also

Copy of a Report from a Committee of the Court of General Sessions, at Saint John, upon the Report of the said Commissioners.

[See these Documents in Appendix.]

Mr. Street, from the Committee appointed on the 24th day of February last, to take under consideration the subject of certain alterations in the Charter of the City of Saint John, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee to whom were referred the Petition of the Mayor, Aldermen and Commonalty of the City of Saint John; as also, that from John Ward and others, Freemen and Freeholders of the said City, severally praying alterations in the City Charter, having had the same under consideration, have directed me to Report a Bill which they have prepared, under the title of—"A Bill for the amendment of the Charter of the City of Saint John," and which I present herewith.

"W. H. STREET, *Chairman.*

"Committee Room, 21st March, 1243."

Ordered, That the Report be accepted.

The Bill, as reported by the Committee, being then handed in, was read a first time.

On motion of Mr. Perley,

The House proceeded to take into consideration the amendments made by the Legislative Council to

The Bill to incorporate the Arestook Boom Company.

The amendments being thrice severally read, are as follow:—

At A Section I, insert the words "for the purpose of erecting, building and maintaining a Boom across the Arestook River, below the Falls in the said River, to secure the Timber, Logs and other Lumber floating down the same."

At B insert a new Section as follows, and alter the number of the remaining Section:—

"VI. Provided always and be it enacted, That unless a good and sufficient Boom be actually erected as contemplated by the provisions of this Act, and a Certificate of the said erection signed and verified on oath by the Directors or Managers of the said Corporation, which oath any Justice of the Peace may administer, shall be filed in the Office of the Secretary of the Province, before the expiration of two years after the passing of this Act, the operation of this Act shall cease, and the existence of the said Corporation be terminated at the expiration of the said two years."

And the question being put thereon—

Resolved, That the House do concur therein.

Ordered, That Mr. Perley do return the Bill with the amendment to the Council and acquaint them therewith.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day, adjourned by operation of the Twenty Second Rule of the House, to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto resolved itself into said Committee.

Mr.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the business referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow:—

Resolved, That there be granted

To Asa Coy and Zebedee G. Gabel, Trustees of the Baptist Meeting House in Fredericton, the sum of £14 10s. being return of Duties paid on an Organ imported from the United States in 1841.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £200 to be paid to the Managing Committee of the Baptist Seminary in Fredericton, under the control of the Committee, when it shall be certified to the satisfaction of His Excellency the Lieutenant Governor that the Institution is in an efficient state.

To the Committee of Management of the Infant School at Saint John, the sum of £20 in aid of individual subscription towards that Institution.

To Doctor G. P. Peters, Surgeon to the Vaccine Institution, Central Board, Saint John, the sum of £15 for his services for the year 1842.

To the Justices of the Peace of the City and County of Saint John, in aid of individual subscription towards the support of the Roman Catholic School established in the said City, and now in most efficient operation, the sum of £150.

To the Governor and Trustees of the Madras School, the sum of £400 for the year 1843, towards the support of that Institution.

To the Clerk of the Crown in the Supreme Court, the sum of £100 for his services for the year 1842.

To the Trustees of the Wesleyan Academy at Sackville, the sum of £200 towards the support of that Institution.

To His Excellency the Lieutenant Governor or Administrator of the Government for time being, the sum of £50 for a Missionary for the Melicite Tribe of Indians, stationed at Fredericton, for the year 1843.

To the Sheriffs of the several Counties in the Province, for executing Writs of Election and returning the Members to serve in General Assembly, the following sums:—

To the Sheriff of Charlotte,.....	£20
“ Sheriff of Carleton,.....	20
“ Sheriff of York,.....	20
“ Sheriff of Sunbury,.....	10
“ Sheriff of Queens,.....	20
“ Sheriff of Kings,.....	20
“ Sheriff of Westmorland,.....	20
“ Sheriff of Kent,.....	20
“ Sheriff of Northumberland,.....	20
“ Sheriff of the City and County of Saint John,.....	35
“ Sheriff of Gloucester,.....	10
“ Sheriff of Restigouche,.....	10

To Rachel Martin, a valuable instructress of youth, the sum of £20 for teaching a School in the Parish of Portland, County of Saint John, for the past year.

To John Walker, the sum of £—— to reimburse him for Duties paid on Foreign Bricks, &c. imported from the United States, used in the building of the new Custom House at Saint John.

Upon the question for sustaining this Resolution, it was decided in the negative.

To the Justices of the Peace of the City and County of Saint John, the sum of £60 to reimburse the Overseers of the Poor for the Parish of Simonds, for expenses incurred during the past year in the support and relief of sick, distressed and indigent Black Refugees; and that this House will not in future make any grant for a similar purpose.

To the Justices of the Peace for the County of Westmorland, the sum of £25 to enable them to pay a Courier between the head of Petitcodiac River and Harvey, through the Parishes of Coverdale, Hillsborough and Hopewell.

To

To His Excellency the Lieutenant Governor, or Administrator of the Government for the time being, the sum of £25 towards remunerating a Missionary stationed at Madawaska, for the purpose of giving attendance to the Tobique and other Indians established in the neighbourhood.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed, and leave to sit again granted.

On motion of Mr. Partelow,

Ordered, That the House do to-morrow go into Committee of the whole on a Bill imposing Duties for raising a Revenue.

On like motion of Mr. Partelow,

Ordered, That the House do on Thursday next the 23d instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

Mr. End, from the Select Committee appointed on the 3d day of February last, to take into consideration the subject of the illegal occupation of Crown Lands and Indian Reserves, submitted a first Report upon the matters referred to them; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom was referred that part of His Excellency's Speech which relates to the illegal occupation of Crown Lands and Indian Reserves, having attended to that duty, make their first Report:

“That the extensive reservations of Lands heretofore made for the use of the Indians have not by any means realized the humane intentions of Government towards that unfortunate race.

“That seeing that those Reserves have been to a great extent unoccupied by the Indians, although in many cases well adapted for Agricultural purposes, and affording eligible Mill seats, your Committee are not surprised to find that Settlers have in several instances entered upon portions of them and made improvements thereon;—Some of those entries have been made with the full concurrence of the Indians, and some, your Committee have no doubt, have taken place either absolutely without their permission or under permissions unfairly obtained—Your Committee do not consider it expedient to discriminate on this point, and are unanimous in the opinion that the claims of all actual Settlers who have made improvements on those Lands ought to be regarded, inasmuch as by these means, not only has the settlement of the Country been accelerated, but the Indians themselves have had the advantages of neighbourhoods whose progressive improvement should powerfully stimulate the efforts of any class of human beings, accessible to the effects of good example.

“Your Committee are of opinion, that the period has arrived, when steps should be taken to throw open limited portions of those Reserves for legal Settlement and occupation, and to place the residue under judicious management, in order that tracts which hitherto have been in many cases barriers to the extension of thriving Settlements, and in others, the resort of lawless depredators, may become sources of revenue, available alike for the encouragement of the industrious and relief of the infirm of the Indian Population, as well as the seats of thriving Agricultural Settlements, and with a view to the attainment of those desirable objects, they recommend, that all the Indian Reserves be surveyed under the superintendence of the Indian Commissioners for the Counties in which they are respectively appointed; that such portions as it may be desirable from their natural advantages, and the expressed wishes of the Indians to appropriate for Indian Villages, be reserved to a sufficient extent in each case to afford ample space for Village, Pasture, and Wood Lots; and that the residue be laid off into lots, generally of from 50 to 100 acres each, and in such manner as may be best suited to the formation of Settlements, regard being had to the occupancy of actual settlers as much as possible on the same lots, whenever it can be done without materially injuring the whole.

“That the Indian Commissioners then proceed to value the improvements made by actual settlers on the different lots, and report such valuation to the Executive Government, recommending what lots they may think it advisable to offer for sale, and the price at which such lots should be offered, and also what lots they may think it
advisable

advisable to lease, with the estimated annual rent;—the lots for lease to be confined principally to Meadow lots.

“That the Executive Government be requested to order that such lots be offered for sale at the upset price recommended, and under the condition of immediate actual settlement by the respective purchasers; that no person be allowed to become the purchaser of more than two hundred acres, that he be required to pay the purchase money to the Receiver General in five instalments, the first or one fifth on the day of sale, and the residue in four equal yearly payments with interest, and that the purchaser of another persons improvements be required to pay in addition the estimated value of those improvements within thirty days after the day of sale, or produce a certificate from the previous occupant that he has been satisfied for his improvements. A Ticket of Location to issue to the purchaser on payment of the first instalment and valuation of the improvements (if an improved lot) and a Grant to issue on payment of the last instalment, provided the purchaser or his family be actually residing on the land, or have a Mill or Mills in actual operation thereon. The Ticket not to authorize the settler to cut Timber or Lumber on the land without the special permission of the Executive Government.

“That the Meadow lots be leased annually at Auction at some Public place in the County by the Commissioners, the years rent to be paid them by the purchaser on the day of sale, and to be remitted by them to the Receiver General with an account of sales.

“That all monies received for the sale or lease of Indian Lands, be paid over quarterly to the Province Treasurer, and bear interest at the rate of six per cent. per annum, and a separate and distinct account of such monies be kept by him, under the title of ‘Indian Fund Account,’ and that all appropriations made to or for the benefit of the Indians, be charged to the said Fund; such appropriation to specify the County for which they are made, and the quarterly payments to the Treasurer to be accompanied by an Account, shewing the Counties from which the monies were received, in order that the appropriations may be regulated thereby.

“That the Indian Village locations be laid off into Town, Pasture and Wood Lots, the Town Plat to comprize Church and School Lots, and a Town Common, and that any Indian expressing a desire to have a separate allotment, be furnished with a Location Ticket, (not transferable) of the Town, Pasture and Wood Lot selected by him; the same to be conditioned for his building and residing a portion of each year upon his Town Lot, and improving his Pasture Lot, and a prospect to be held out to him of his becoming at a future day the possessor of his location in fee simple, provided he continued to reside thereon, and the location to be null and void if he abandoned the Lands for a full year, or assigned away his right to it.

“That a sum equal to the interest arising from the Indian Fund, and the rents received, be appropriated annually to the Commissioners of the respective Counties from which the Fund was raised, in trust, for the benefit of the Indians; the same to be expended in relieving the aged and infirm, in encouraging the establishment of Schools, in purchasing Seed and approved Agricultural Implements, in promoting Agricultural pursuits by premiums and otherwise, and in such other measures for the benefit and improvement of the Indians as the Commissioners shall deem expedient, and as the funds at their disposal will enable them to carry into effect; and that they be authorized to hold out inducements to a limited number of efficient and steady Mechanics to settle in each Village, and take young Indians as apprentices; such Mechanics to be entitled to a free grant of a Town, Pasture and Wood Lot.

“Your Committee have confined their recommendation of the leasing of the Indian Lots chiefly to Meadow Lands, under the conviction that the leasing system, if extended to Farm Lots, will occasion trouble and expense in the collection of the rents, the more so, as prudent and thrifty Settlers seldom are induced to occupy Leased Lands, even under the most favorable circumstances, but prefer penetrating into the forests and cutting out freeholds with their axes from the wilderness, leaving those of less energy, industry and determination to remain in the clearances as tenants, a description of persons not likely to serve as examples to the Indians, or to render their surplus lands productive.

“ Pending

" Pending the arrangements thus suggested, your Committee recommend a continuation of the usual grants in aid of the Indians.

" All which is respectfully submitted.

" W. END,
P. PALMER,
ALEX. RANKIN,
ROBERT PAYNE,
J. M. CONNELL,
J. T. WILLISTON.

" *Committee Room, 21st March, 1843.*"

Ordered, That the Report be accepted ; and

On motion of Mr. End ; further

Ordered, That the powers of the Committee be continued, to enable them to report further upon the matters referred to their consideration.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 22d March, 1843.

Prayers.

Read a second time—

A Bill relating to the Privilege of Solemnizing Marriage : and

A Bill for the amendment of the Charter of the City of Saint John.

On motion of Mr. End,

Resolved, That a Standing Committee of this House be appointed, consisting of three Members, to join the Committee of the Honorable the Legislative Council, to have the management of the Legislative Library.

Ordered, That Mr. End, Mr. Wilmot and Mr. Fisher be such Committee ; and further

Ordered, That Mr. End communicate the same to the Council.

Read a third time as engrossed,

A Bill to facilitate the Negotiation of a Loan to pay off the Public Debt.

Resolved, That the Bill do pass.

Ordered, That Mr. Brown take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Hill,

The House went into Committee of the whole on a Bill relating to Grand and Petit Jurors.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had passed the following Resolution :—

" *Resolved*, That the further consideration of this Bill be postponed until the next Session of the Legislature."

Ordered, That the Report be accepted ; and

On motion of Mr. Hill ; further

Ordered, That during the recess, the said Bill be printed, and that one hundred copies be furnished for distribution.

On motion of Mr. Partelow,

The House went into Committee of the whole on a Bill sent down from the Council, intituled " An Act to provide for the despatch of business in the Supreme Court."

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had passed the following Resolution :—

" *Resolved*, That the further consideration of the Bill be postponed for three months."

Ordered, That the Report be accepted.

Mr.

Mr. Partelow, from the Committee appointed on the 13th day of March instant, to prepare a Bill for raising a Revenue; as also, a Bill relating to the collection and protection of the Revenue, reported, that since their Report on the 15th instant, the Committee had under consideration the subject of the collection of the Revenue, and had prepared a Bill, under the title of "A Bill to amend an Act, intituled 'An Act to provide for the collection of the Revenue of this Province;'" which he was directed to submit to the House.

Ordered, That the Report be accepted.

The Bill, as reported by the Committee, being then handed in, was read a first time.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day to go into Committee of the whole on a Bill imposing Duties for raising a Revenue,—

The Order of the Day being read, the House according thereto, resolved itself into Committee of the whole on the said Bill.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having proceeded in the Bill referred to them, and the Schedule or Table of Duties and Exemptions therefrom being under their consideration,—

It was moved—That the blank in the column under the head *British Produce*, opposite to the articles enumerated "Agricultural Implements, (Axes excepted)," be filled up with "Two and one half per centum."

And upon the question, the Committee divided as follows :—

YEAS.

Mr. Barberie,
Alexandre,
Stewart,
Williston,
Wark,
Rankin,
End.

NAYS.

The Hon. Mr. Simonds,
Mr. Boyd,
Hill,
Brown,
J. Earle,
Gilbert,
Freeze,
Perley,
Connell,
Barker,
Payne,
Hazen,
Scoullar,
S. Earle,
Partelow,
Street,
Jordan,
Smith,
Palmer,
Allen,
Botsford.

Whereupon it was decided in the negative.

It was then moved and the question taken—For filling up the said blank with "Four per centum," and it was carried in the affirmative, and the same accordingly filled up with that rate.

That the Committee then proceeding in the said Schedule or Table of Duties,—

It was moved—That the blank in the column under the head *Foreign Produce*, opposite to "Neat Cattle, viz: Ox or other Neat Cattle, three years old or upwards, each," be filled up with the sum of "One pound."

Upon this question, the Committee again divided as follows :—

YEAS.

Mr. Stewart,
Street,
Williston,
Hazen,
Partelow,
Payne,
End,
Connell,
Perley,
Fisher,
Wilmot,
Thomson,
Brown,
Boyd,
Hill,
Rankin.

NAYS.

Mr. Gilbert,
J. Earle,
Freeze,
Barker,
S. Earle,
Botsford,
Jordan,
Hanington,
Barberie,
Palmer,
Smith,
Alexandre,
Scoullar.

And so it was carried in the affirmative, and the blank filled up with the said sum of "One pound."

That the Committee proceeded further in the Bill, and after making progres therein, he was directed to ask for leave to sit again.

Ordered, That the Report be accepted, and leave to sit again granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt, Without making any amendment thereto.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Message :—

"New Brunswick.

"Message to the House of Assembly, 22d March, 1843.

"W. M. G. COLEBROOKE, *Lt. Governor.*

"The Lieutenant Governor lays before the House, copy of a Communication from the Lieutenant Governor of Nova Scotia, with the Account of Expenses incurred in 1841 and 1842, in supporting the Light Houses at Saint Paul and Scatarie, shewing the proportion due from New Brunswick, for which provision is required.

"W. M. G. C."

The Document communicated by the foregoing Message, being read at the Clerk's Table, is as follows :—

(Copy.)

Provincial Secretary's Office, Halifax, 16th March, 1843.

SIR,—I have the honor to transmit herewith, statements of the expenditure by the Commissioners of Light House Establishments of Saint Paul and Scatarie, during the years 1841 and 1842; shewing the proportion due from New Brunswick to be £690 9 9, in addition to which, there is to be paid half the expense of the Seal Island Light House—£75 2s., and a proportion of the expense of Briar Island Light, making in the whole £865 11 9 due from New Brunswick to this Province.

I am commanded by His Excellency the Lieutenant Governor of this Province, to request that you will move His Excellency the Lieutenant Governor of New Brunswick to give directions for having this sum remitted to the Treasury of Nova Scotia.

I have the honor to be,

(Signed)

JOHN WHIDDEN.

The Hon. W. F. ODELL, Provincial Secretary, &c. &c., Fredericton, N. B.

Mr. Fisher, from the Committee appointed on the 31st day of January last, and to whom was referred the subject of the Roads of Communication in the Province, with directions to report the sums required for repairing and improving the same, submitted a Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

"The

"The Committee appointed to take into consideration what sums may be necessary to grant for repairing and improving the Roads throughout the Province, recommend that the sum of £5,254 should be granted for the Great Roads, to be apportioned as follows :—

From Saint John to the Nova Scotia Line,.....	£500
" Ditto to Saint Andrews,.....	240
" Fredericton to Saint John via Nerepis,.....	200
" Nerepis to Gagetown,.....	40
" Dorchester to Shediac,.....	30
" Shediac to Petitcodiac,.....	24
" Richibucto to Chatham,.....	160
" Newcastle to Bathurst,.....	220
" Bathurst to Campbelltown,.....	800
" Fredericton to Woodstock,.....	560
" Woodstock to the Arestook,.....	340
" Fredericton to the Finger Board,.....	100
" Bellisle to Saint John,.....	80
" Fredericton to Newcastle,.....	480
" Ditto to Saint Andrews,.....	400
" Salisbury to Hopewell,.....	120
" Shediac to Richibucto,.....	80
" Woodstock to Houlton,.....	40
" Waweig to Saint Stephen,.....	20
" Oromocto to Gagetown,.....	30
" Oak Bay to Eel River,.....	150
" Arestook to the Grand Falls,.....	440
" Fredericton to the Bend of Petitcodiac,.....	200
	<hr/> £5,254 <hr/>

"The Committee further recommend that the sum of £1,200 should be appropriated rateably in sums of £100 each, to the several Counties in this Province, to provide for sundry special objects required by the different Counties, and to meet the various objects brought under the notice of the Committee.

"The Committee also further recommend that an humble Address should be presented to His Excellency the Lieutenant Governor, praying that His Excellency would be pleased to issue the Warrants for the Bye Road Appropriations of the last year.

"All which is respectfully submitted.

"CHARLES FISHER,
JAMES BROWN,
DAVID WARK,
ALEX. RANKIN,
THOMAS GILBERT,
A. BARBERIE,
W. SCOULLAR,
JOSHUA ALEXANDRE,
PHILLIP PALMER,
S. Z. EARLE,
J. R. PARTELOW.

"Committee Room, March 22, 1843."

Ordered, That the Report be accepted; and

On motion of Mr. Fisher; further

Ordered, That the said Report be referred to the Committee of Supply.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 23d March, 1843.

Prayers.

Read a second time—

A Bill to amend an Act, intituled "An Act to provide for the collection of the Revenue of this Province." On

On motion of Mr. Partelow,
The House again went into Committee of the whole on a Bill imposing Duties for raising a Revenue.

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again before them, and the Schedule or Table of Duties and Exemptions therefrom, being under their further consideration,—

It was moved—That the blanks in both columns, as well on *British* as *Foreign Produce*, under the head "Spirits, per gallon," and opposite to the article of "Brandy," be filled up with the sum of "One Shilling," each.

And upon the question, the Committee divided as follows :—

YEAS.

The Hon. Mr. Simonds,
Mr. Street,
Partelow,
Botsford,
Allen,
Jordan,
Scoullar,
Hazen,
Wilmot,
Payne.

NAYS.

Mr. Gilbert,
Barberie,
Smith,
Hanington,
Alexandre,
Palmer,
Rankin,
Stewart,
Williston,
S. Earle,
J. Earle,
Barker,
Perley,
Freeze,
Wark,
Thomson,
Brown,
Boyd,
Hill,
Connell.

Whereupon it was decided in the negative.

A motion was then made for the filling up of the said blanks with the sums of "One Shilling and nine pence," each.

Upon this question, the Committee again divided as follows :—

YEAS.

Mr. Hanington,
J. Earle,
S. Earle,
Smith,
Palmer,
Alexandre,
Stewart,
Williston,
Barker,
Connell,
Perley,
Freeze,
Rankin,
Wark,
Brown,
Boyd,
Hill,
Gilbert.

NAYS.

The Hon. Mr. Simonds,
Mr. Scoullar,
Thomson,
Payne,
Hazen,
Partelow,
Street,
Jordan,
Botsford,
Barberie.

And so it was carried in the affirmative, and both blanks accordingly filled up with those sums.

It was then moved—That the blanks in both of the said columns, under the same

same head, and opposite to the articles of "Geneva, Gin and Hollands," be filled up with the sum of "One Shilling and three pence," each.

And upon this question, the Committee again divided as follows :—

YEAS.

Mr. Hanington,
Barberie,
Smith,
Gilbert,
Palmer,
End,
Stewart,
S. Earle,
Connell,
Perley,
Freeze,
Rankin,
Wark,
Williston,
Barker.

NAYS.

The Hon. Mr. Simonds,
Mr. Alexandre,
Botsford,
Street,
Partelow,
Jordan,
Payne,
Brown,
Boyd,
Hazen,
Hill,
Scoullar.

Which was likewise carried in the affirmative, and the said blanks accordingly filled up with that sum.

A motion was then made—That the blanks in the same columns, under the same head, and opposite to the article "Rum or Spirits," be filled up with the sums of "One Shilling," each.

And the question being taken thereon, the Committee again divided as follows :—

YEAS.

The Hon. Mr. Simonds,
Mr. Hill,
Boyd,
Brown,
Thomson,
Payne,
Botsford,
Partelow,
Jordan,
Street,
Stewart,
Alexandre,
Scoullar,
Hazen,
Barberie.

NAYS.

Mr. Palmer,
Smith,
Williston,
S. Earle,
Fisher,
Barker,
Connell,
Perley,
Freeze,
Gilbert,
J. Earle,
Rankin,
Wark,
Hanington,
Wilmot.

That the division being equal, he had decided the question in the affirmative, and the blanks were accordingly each filled up with the sum of "One Shilling."

A motion was then made—For the reconsideration of that part of the said Schedule or Table of Duties and Exemptions therefrom, under the head of "Cattle," as relates to "Asses and Mules, Horses, Mares or Geldings, each," and also, "Neat Cattle, viz: Ox or other Neat Cattle, three years old or upwards, each."

And upon the question, it was carried in the affirmative.

That the Committee then having this part of the said Schedule or Table of Duties again under their consideration,—

It was first moved—That the rate of Duty of "Two pounds ten shillings" as first agreed upon for "Asses and Mules, Horses, Mares or Geldings, each," be expunged from the column *Foreign Produce*, and the sum of "Four pounds" substituted in place thereof.

And upon this question, it was carried in the affirmative, and the same accordingly altered to the said sum of "Four pounds."

A like motion was then made—For altering the rate of Duty as before agreed upon for "Neat Cattle, viz: Ox or other Neat Cattle, three years old or upwards, each," by expunging the sum of "One pound," and substituting that of "One pound five shillings" in place thereof.

And the question being taken upon this, it was also carried in the affirmative, and the same accordingly altered to the said sum of "One pound five Shillings."

That the Committee then proceeded in the Bill, and after making amendments thereto, agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed as amended.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered the following Message :—

"New Brunswick.

"Message to the House of Assembly, 23d March, 1843.

"W. M. G. COLEBROOKE, Lt. Governor.

"The Lieutenant Governor lays before the Assembly the copy of a Despatch which he has received from the Secretary of State for the Colonies, relative to an Act passed by the Legislature on the 31st of March, 1842, to incorporate the Grand Falls Company.

"W. M. G. C."

The Despatch communicated by the foregoing Message, being read at the Clerk's Table, is as follows :—

(Copy.)

[No. 139.]

Downing Street, 2d March, 1843.

SIR,—Her Majesty's Government have had under consideration an Act passed by the Legislature of New Brunswick, with a suspending clause, on the 31st March, 1842, to incorporate the Grand Falls Company.

As this Act affects the navigation of the River Saint John, with reference to Timber and Lumber, and confers upon the Company to which it relates, the right of charging Tolls and of detaining and charging salvage in certain cases, it has been thought necessary to consult the Queen's Advocate, as to whether it is consistent with the stipulations in the recent Treaty with the United States of America, which relate to the navigation of the Saint John.

In the mean time, however, as the Act was passed previous to that Treaty being entered into, it is desirable to ascertain whether the Provincial Legislature entertain the same opinion as they did before the Treaty was signed.

You will therefore have the goodness to lay this communication before the Legislative Council and Assembly, and report to me whether, under the present circumstances, they wish this Act to receive the confirmation of Her Majesty in Council.

I have, &c.

(Signed)

STANLEY.

Lieut. Governor Sir W. M. G. Colebrooke.

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House the following Accounts, viz :—

Her Majesty's Attorney General, for the year 1842 :

John Simpson, Esquire, Queen's Printer, for the year ending 31st December, 1842 :

Commissioners for Marine Hospital at Saint John for the year 1842 :

Commissioners for Government House—Of Expenditures for the year 1842 :

Commissioners for Indians—Of Expenditures of various Grants for relief of Indians in different parts of the Province :

Commissioners for Passamaquoddy Bay Packet, to 4th December, 1842.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day, to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto, resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow :—

Resolved, That there be granted

To the Commissioners of Light Houses in the Bay of Fundy, the sum of £20 to pay the

the Keeper of the Light House on Thrum Cap, Quaco, for his services for the year 1843, in addition to the amount granted for this service on the 9th day of March, instant.

To the Commissioners of Light Houses in the Bay of Fundy, the sum of £40 to pay the Keeper of the Light House on Gannet Rock for his services for the year 1843, in addition to the amount granted for this service on the 9th day of March instant.

To the Justices of the Peace of the City and County of Saint John, the sum of £50 towards the support of a Free School in the said City, unconnected with the Madras Board; the same having been granted at the last Session by the House and agreed to by the Legislative Council, as follows:—£150 for the service referred to but only £100 of the same as inserted in the engrossed Act through mistake.

To William Watts, £10 for his services as Crier and Usher in the Supreme Court for the last year.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £100 to pay a Sub-Collector and Deputy Treasurer at Woodstock, in the County of Carleton, the duties of both Offices to be performed by one Officer; this to be in addition to the allowance made to Deputy Treasurers by Law.

To Edward Cavanagh, the sum of £20 for teaching a School in the Parish of Carleton, and County of Kent, for one year ending the 9th day of August, 1842.

To Thomas Hayward, the sum of £10 for having taught a School in the Parish of Lancaster, in the County of Saint John, for six months ending the 21st day of December, 1842.

To James Laird, the sum of £6 13 4 for having taught a School in the Parish of Kingston, King's County, for four months ending in May, 1842.

To Dennis O'Leary, the sum of £5 for having taught a School in the Parish of Saint Patrick, in the County of Charlotte, for three months ending the 19th day of February, 1842.

To John M'Garrigle, the sum of £20 for having taught a School in the Parish of Pennfield, in the County of Charlotte, for one year ending the 16th day of August, 1842.

To Wilfred Forster, the sum of £20 for having taught a School in the Parish of Westfield, in King's County, for one year ending the 1st day of September, 1842.

To Elizabeth Williams, the sum of £6 13 4 for having taught a School in Chatham, in the County of Northumberland, for four months ending the 16th day of April, 1842.

To Asenath Moore, the sum of £10 for having taught a School in Saint David, in the County of Charlotte, for six months ending the 15th day of December, 1842.

To Anna S. Armstrong, the sum of £8 6 8 for having taught a School at Saint George, in the County of Charlotte, for five months ending the 10th day of July, 1842.

To John D. Gault, the sum of £10 for having taught a School at Woodstock, in the County of Carleton, for six months ending the 1st day of June, 1838.

To Jeremiah O'Leary, the sum of £20 for having taught a School at Bathurst, in the County of Gloucester, for one year ending the 10th day of February, 1842.

To Pierre Roi, the sum of £20 for having taught a School at the Acadian Settlement of Little Roche, in the Parish of Bathurst, and County of Gloucester, for one year ending in October, 1842.

To Henry Whiteside, Deputy Treasurer, Saint John, £—— in addition to the £225 for his services for the year ending 31st December, 1842, and in consideration of his salary having been reduced without notice, and after he had been paid the sum of £300 as allowed on the preceding year.

Upon the question for sustaining this Resolution, the Committee divided as follows:—

YEAS.

The Hon. Mr. Speaker,
 The Hon. Mr. Simonds,
 Mr. Thomson,
 Payne,
 Connell,
 Taylor,
 Partelow,
 Jordan,
 Scoullar,
 Hazen,
 Street,
 Wilmot,
 Fisher,
 Wark,
 Rankin,
 Boyd.

NAYS.

Mr. Stewart,
 Smith,
 Alexandre,
 Barberie,
 Hanington,
 Williston,
 Palmer,
 Perley,
 Freeze,
 Gilbert,
 J. Earle,
 Hill,
 Brown.

And so it was carried in the affirmative, and the blank filled up with the sum of £75.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed, and leave to sit again granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had passed the following Bills, viz:—

A Bill, intituled "An Act in further amendment of the Criminal Law :"

A Bill, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Law relating to Robbery:'" and

A Bill, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Laws relating to burning or destroying of Buildings and Ships,'" "

To which they desire the concurrence of the Assembly.

And that the Council had also agreed to

The Bill to amend the Laws now in force relating to Trespasses,

With an amendment, to which they likewise desire the concurrence of the Assembly.

And he further informed the House, that the Council had agreed to

The Bill to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the inhabitants thereof, for a loss sustained by William Kilpatrick, in consequence of the Fire in Portland, in the year 1841: and

The Bill to authorize the Justices of the Peace for the City and County of Saint John to make an assessment for payment of Angus M'Affee's loss, in consequence of the great Fire in Portland, in August, in the year 1841,

Without making any amendment thereto.

The several Bills passed by the Council, and sent down for concurrence, viz:—

A Bill, intituled "An Act in further amendment of the Criminal Law :"

A Bill, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Law relating to Robbery:'" and

A Bill, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Laws relating to burning or destroying Buildings and Ships;'" "

Were severally read a first time.

On motion of Mr. Palmer,

The House proceeded to take into consideration the amendment made by the Legislative Council to

The Bill to amend the Laws now in force relating to Trespasses.

The amendment being thrice read, is as follows:—

At A in the Preamble, insert the word "Sheep."

And the question being taken thereon—

Resolved, That the House do concur therein.

Ordered,

Ordered, That Mr. Palmer return the Bill, with the amendment, to the Council, and acquaint them therewith.

Mr. Street, a Member for the City of Saint John, applies for leave of absence for a few days, upon important private business, which was granted.

On motion of Mr. Partelow,

Ordered, That the House do on Saturday next the 25th day of March instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

The House adjourned until to-morrow morning at half-past 9 o'clock.

Friday, 24th March, 1843.

Prayers.

Mr. Hazen moved for leave to present a Petition from Robert Rankin and Company, of the City of Saint John, Merchants, praying for a return of Head Money paid on Passengers by the Barque Lavinia, in the year 1842.

The Order of the House, limiting the time for introducing Petitions, being in this instance dispensed with, leave was granted, and the Petition then read.

Ordered, That the said Petition be received and referred to the Committee of Supply.

Read a second time the following Bills sent down from the Legislative Council, viz:

A Bill, intituled "An Act in further amendment of the Criminal Law:"

A Bill, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Law relating to Robbery:'" and

A Bill, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Laws relating to burning or destroying Buildings and Ships.'"

Read a third time as engrossed,

A Bill to appropriate a part of the Public Revenue to the payment of the Ordinary Services of the Province.

Resolved, That the Bill do pass.

Ordered, That Mr. Palmer take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill relating to Trespasses by Horses, Swine and Neat Cattle in the Parish of Fredericton.

Resolved, That the Bill do pass.

Ordered, That Mr. Taylor take the said Bill to the Council and desire their concurrence thereto.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on Tuesday the 21st day of March instant.

Ordered, That Mr. Palmer take the said Resolutions to the Council and desire their concurrence thereto.

On motion of Mr. Hazen,

Ordered, That the Committee appointed on the 17th day of February last, to take into consideration the subject of certain amendments in the Criminal Laws, be discharged.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill relating to the privilege of solemnizing Marriage.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On

On motion of Mr. Partelow,

The House went into Committee of the whole on a Bill to amend an Act, intituled "An Act to provide for the collection of the Revenue of this Province."

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their further consideration, had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. S. Earle,

The House again went into Committee of the whole on a Bill in addition to an Act, intituled "An Act to facilitate summary proceedings before Justices of the Peace, and the Execution of Warrants by Constables," and determining what Fees may be taken under the said Act.

Mr. End in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. Fisher,

The House again went into Committee of the whole on a Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration had made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had passed the following Bills, viz:—

A Bill, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Law relating to Burglary:.'" and

A Bill, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act further to amend the Law relating to Offences against the Person:.'" "

To which they desire the concurrence of the Assembly.

The said Bills, as sent down from the Council, by the foregoing Message, for the concurrence of the House, were then severally read a first time.

Mr. Hanington, Chairman of the Select Committee to try the matters of the Petition of John Ambrose Street, Esquire, and others, complaining of the undue election and return of John T. Williston, Esquire, as a Member for the County of Northumberland, communicated to the House that they had closed the investigation, and submitted their Report, which he read, and then handed the same in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee appointed, agreeably to the Act of Assembly, to take into consideration the Petition of John Ambrose Street, Esquire, and others, complaining of the undue election and return of John T. Williston, Esquire, as a Member for the County of Northumberland, Report:

"That from the testimony adduced before the Committee, and after mature consideration of the same, it appears there were great tumults, disturbances and intimidation, and unjustifiable interference with the free access of voters to the Poll at the late Election of Members to serve in General Assembly for the said County of Northumberland, to the great interruption of the proceedings, and in violation of the freedom of Election; and that the said tumults, disturbances, intimidation and unjustifiable interruption appear to have proceeded from the friends, supporters and partisans

partizans of the said John T. Williston, Esquire, the sitting Member ;—the Committee therefore do declare and determine the Election of the said John T. Williston to be null and void, and his seat vacant.

“ The Committee also report that the riotous proceedings, intimidation to persons, and destruction of property in Chatham, during the said Election, are to be greatly deprecated—call for an expression of their strongest regret and disapprobation—are highly disreputable to the County, and destructive of the peace, good order and security of the people.

“ And further, that the charge of bribery and corruption attempted to be proved by the sitting Member in the course of the proceedings against the said John Ambrose Street, Esquire, is altogether groundless.

“ The Committee are also of opinion, that time should be given to allay the excitement at present existing in the County of Northumberland, before a new Writ should issue for the election of a Member in place of the said John T. Williston, Esquire.

“ And the Committee further report, that the opposition to the said Petition is not frivolous or vexatious.

“ D. HANINGTON, *Chairman*.

“ *Committee Room, March 24, 1843.*”

On motion of Mr. Palmer,

The House went into Committee of the whole on a Bill to repeal several Acts relating to the relief of Old Soldiers of the Revolutionary War, and their Widows.

Mr. Thomson in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had made amendments thereto, and then agreed to the said Bill, under the title of—

A Bill to amend several Acts relating to the relief of Old Soldiers of the Revolutionary War, and their Widows.

Ordered, That the Report be accepted and the Bill engrossed, as amended, under the amended title.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 25th March, 1843.

Prayers.

Read a second time the following Bills sent down from the Legislative Council, viz :

A Bill, intituled “ An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled ‘ An Act to amend the Law relating to Burglary.’ ” and

A Bill, intituled “ An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled ‘ An Act further to amend the Law relating to Offences against the Person.’ ”

On motion of Mr. Partelow,

Ordered, That Mr. Payne be added to the Committee appointed on the 1st day of February last, to take under consideration the several Petitions praying aid to distressed Emigrants.

Read a third time as engrossed,

A Bill imposing Duties for raising a Revenue.

Resolved, That the Bill do pass.

Ordered, That Mr. Hazen take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Allen,

Ordered, That Mr. Wilmot be substituted in his place on the Committee appointed on the 16th day of March instant, to take under consideration a Petition from Edward W. Miller, Esquire, High Sheriff for the County of York, and which was presented to the House on the 25th day of February last, relative to claims due him for certain Public Services.

Read

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on Thursday the 23d day of March instant.

Ordered, That Mr. Freeze do take the said Resolutions to the Council and desire their concurrence thereto.

On motion of Mr. Barberie,

Ordered, That Mr. Rankin be added to the Committee appointed on the 31st day of January last, to take under consideration all matters relating to the Agricultural Interests of the Province, in the room of John T. Williston, Esquire, whose seat has been declared vacated.

On motion of Mr. End,

Resolved, That the Speaker do issue his Warrant to the Clerk of the Crown in Chancery, for a new Writ to issue to the County of Northumberland, for the election of a Member to serve in the General Assembly for the said County, in the place of John T. Williston, Esquire, whose seat has been vacated.

To which Mr. Partelow moved as an amendment—To expunge the whole of the said Resolution, and substitute the following:—

Whereas the Select Committee on the Northumberland Election have in their Report expressed an opinion adverse to an Election at present being had; therefore

Resolved, That it would be injudicious at this time to direct the issuing of a new Writ for the election of a Member for the said County.

Mr. Wilmot then moved as an amendment to the said amendment—To expunge the whole thereof, as well as the original Resolution, and substitute the following:—

Resolved, That it is not advisable to express an opinion at present as to issuing the Writ for a new Election in the County of Northumberland, until the fate of the Bill now before the House, to amend the Election Law, is ascertained.

The question being taken upon the last proposed amendment, the House divided:—

YEAS, 8.

NAYS, 14.

And it was decided in the negative.

The question was then taken upon the first proposed amendment, when the House divided as follows:—

YEAS.

Mr. Partelow,
Stewart,
Alexandre,
Allen,
Scoullar,
Hazen,
Taylor,
Wark,
Rankin,
Brown,
Barberie.

NAYS.

Mr. Palmer,
Smith,
Thomson,
End,
Jordan,
Barker,
Connell,
Perley,
Freeze,
Wilmot,
Gilbert,
Boyd.

Whereupon it was decided in the negative.

The question was then taken upon the original Resolution, when the House again divided—

YEAS, 12.

NAYS, 11.

And so it was carried in the affirmative.

Mr. S. Earle, from the Committee appointed on the 11th day of February last, to take into consideration the several applications connected with the Internal Communication of the Province; as also, Communications with the neighbouring Colonies by Packets or otherwise, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Select Committee to whom were referred all Petitions for aid in promoting the Internal Communications throughout the Province, also Petitions for assistance to promote Communications by Packets or otherwise, with the neighbouring Colonies, Report:

“That

"That they have had before them the following Petitions, viz:—

"Petition of John Beer and others, praying for encouragement of a Packet between Shediac and Bedeque, in Prince Edward Island :

"Petition of William Weeks, praying for aid to continue the running of a Packet between Bay Verte and Prince Edward Island :

"Petition of Wilfred Fisher and others, praying a continuation of a grant in aid of a Packet to ply between Saint Andrews and the Island Parishes :

"Petition of James R. Tupper, praying for aid to assist him in running a Stage between Woodstock and Fredericton :

"Petition of John Wilson, praying aid towards running a Team Boat on the North West and South West Branches of the Miramichi River :

"Petition of James R. Tupper, praying aid in running a Stage between Woodstock and Grand Falls :

"Petition of Frederic Bevin and others, praying a grant in aid of a Courier between Sussex Vale and Washademoac :

"Petition of William Brien, praying remuneration for ferrying the Mails over the Renous River :

"Petition of J. C. Vail, Esquire, praying for assistance to enable him to continue his line of Stages on the Road from Saint John to Dorchester :

"Petition of William Morrison of Alnwick, praying additional allowance for his services in 1841, as Courier between Miramichi and Pokemouche :

"Petition of Lucien Copeland, praying aid in running a Weekly Stage between Fredericton and Saint Andrews :

"Petition of James Green, praying aid for carrying on a Stage establishment on the Nerepis Road :

"Petition of James Whitney, of Saint John, praying Legislative aid for his Steam Navigation establishment and Steam Packet to Boston :

"Petition of John Winters, for aid in running a Stage between Saint John and Fredericton :

"Petition of Simon Ballard, praying compensation for ferrying the Mails across the Restook in 1841 :

"Petition of Robert Dougherty, Mail Carrier between Saint Andrews and Saint Stephen, praying aid to keep up that establishment.

"The Committee have given their attention to the various Petitions and the facts set forth by the several Petitioners, and while they cannot recognize the claims of some of them, to others, under the ordinary circumstances of the Province, they would readily recommend the extension of the assistance of the House ; but when they consider the present state of the Province, the Committee are not prepared to recommend grants of money to any of the parties who seek aid by their several Petitions.

"S. Z. EARLE,
P. STEWART,
R. L. HAZEN,
THOMAS GILBERT:

"Committee Room, March 10, 1843."

Ordered, That the Report be accepted.

On motion of Mr. Allen,

Resolved, That upon reconsideration of the Resolution passed this day, authorizing a new Writ forthwith to issue for the County of Northumberland, the same should be rescinded, it being the opinion of this House, that in the present state of that County, no Election should take place therein before July next.

Upon the question for adopting the said Resolution, the House divided as follows :—

YEAS.

Mr. Allen,
Partelow,
Barberie,
Stewart,
Smith,
Alexandre,
Taylor,
Scoullar,
Payne,
Perley,
Rankin,
Wark,
S. Earle.

NAYS.

The Hon. Mr. Simonds,
Mr. Freeze,
Connell,
Barker,
Thomson,
Brown,
Boyd,
Jordan,
End,
Palmer,
Wilmot.

And so it was carried in the affirmative.

On motion of Mr. Scoullar,

Whereas the Road Committee, in the Report adopted by the House, have recommended that an humble Address should be presented to His Excellency the Lieutenant Governor, praying that His Excellency would be pleased to issue the Warrants for the Bye Road Appropriations of the last year; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency would be pleased to order the recommendation to be carried into effect.

Upon the question being taken for adopting this Resolution, it was decided in the negative.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto, resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the business referred to them again under consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow:—

Resolved, That there be granted

To Mathew Brannen, of the Secretary's Office, £15, as a mark of approbation for his long and faithful services in that office.

To the Committee of the Infant School established at Fredericton the sum of £50 in aid of that Institution.

To James Whitehead, an old Soldier of the Revolutionary War, the sum of £20 to relieve him in his present distressed circumstances; his being an extraordinary case, and no application being made under the Law.

To the Widow of Isaac W. Jouett, late Usher of the Black Rod to the Legislative Council, the sum of £10 to assist her in her present destitute circumstances.

To Mary Harned, Widow of the late Alward Harned, formerly Doorkeeper to this House, the sum of £10.

To Ann Fowler, Widow of the late Caleb Fowler, who served as an Ensign in the Revolutionary War in America, the sum of £10 to assist her in her present destitute circumstances.

To Sarah Cyphers, Widow of an Officer of the Revolutionary War, the sum of £10 to aid her in her present circumstances.

To the Widow of Thomas Burden, Lieutenant of the Corps of Loyal Associated Refugees, the sum of £10 towards assisting her in her present distressed circumstances.

To the Commissioner of Government House the sum of £100 for Coals for Government House.

To

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £30 to remunerate John Street, a Settler on the Arestook Portage, for the encouragement of such Settler, when it shall be certified to His Excellency that the conditions required by the resolution of the 15th of March, 1827, have been complied with ; this being the third and last payment.

To G. and J. Salter, of the City of Saint John, the sum of £—— for return Duties on Flour imported from Nova Scotia.

Upon the question for sustaining this Resolution, it was decided in the negative.

To Stephen Wiggins and Son the sum of £26 8s. for drawback on 264 gallons Claret Wine exported in the barque Pearl, and landed at Saint Thomas'.

To Stephen Wiggins and Son the sum of £—— for return of Head Money on Passengers per ship Samuel.

Upon the question for sustaining this Resolution, the Committee divided as follows :

YEAS.
The Hon. Mr. Simonds,
Mr. Payne,
Taylor,
Stewart,
Alexandre,
Hazen,
Wark,
Thomson,
Brown,
Boyd,
Rankin,
Allen,
Jordan,
Wilmot.

NAYS.
The Hon. Mr. Speaker,
Mr. Barberie,
Smith,
Palmer,
Hanington,
S. Earle,
Scoullar,
Connell,
Barker,
Freeze,
Fisher,
J. Earle,
End,
Perley.

And the division being equal, he had decided in the negative.

To William Crane and Joseph Allison, of Sackville, the sum of £—— for return of Duty on Tea imported from London, via Halifax.

Upon the question for sustaining this Resolution, it was decided in the negative.

To John Miller, Deputy Treasurer at Bathurst, the sum of £25, in consequence of the great diminution in the emoluments of his office.

To Alexander Wright and Company, of Salisbury, the sum of £——, being a return of Duties paid on Flour imported from Nova Scotia.

Upon the question for sustaining this Resolution, it was decided in the negative.

To Michael Samuel, of Chatham, in the County of Northumberland, the sum of £8 5s. for return of Duty on Teas imported from London, via Prince Edward Island.

To James Kirk, of the City of Saint John, the sum of £—— for return of Duty on 168 gallons Rum destroyed in the Great Fire in that City in November, 1841.

Upon the question for sustaining this Resolution, it was decided in the negative.

To William Fruing and Company, of Shippegan, in the County of Gloucester, the sum of £7 17 6, being return of Duties paid by them on certain articles imported for the use of the Fisheries.

To J. DeWolf Spurr, of Saint John, the sum of £—— for return of Duties paid or secured by him on Teas imported from Macao, via Halifax.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding £200, in aid of individual subscription towards removing obstructions at the Grand Falls, when it shall be certified to His Excellency that a similar amount has actually been subscribed, paid and expended in that work ; it being understood that only such amount be granted, not exceeding the said sum, as may be paid by private subscription to meet this grant.

To Seymour Pickett, Cloth Manufacturer, the sum of £14 9s. for return of Duty paid by him on certain articles of Machinery imported from the United States.

To William Watts the sum of £10 for airing and taking care of the Province Hall.

To Thomas M'Elroy the sum of £53 4 8 for return of Duties on articles consumed in the Great Fire in Portland on 17th August, 1841.

To

To Daniel C. Perkins, of the City of Saint John, Merchant, £—— to reimburse him for Duties paid by him on articles consumed by the Great Fire in that City, in November, 1841.

Upon the question for sustaining this Resolution, it was decided in the negative.

To the two Appraisers at Saint John, under the Imperial Act, the sum of £—— each, to remunerate them for their services during the past year.

Upon the question for sustaining the Resolution, it was carried in the affirmative.

It was then moved that the blank be filled up with the sum of £20 ;—and upon the question, it was decided in the negative.

A motion was then made that the said blank be filled up with the sum of £40 ;—and upon this question, it was also decided in the negative.

It was then moved that the said blank be filled up with the sum of £25 ;—and upon this question it was carried in the affirmative, and the blank accordingly filled up with that sum ; and then further

Resolved, That no grant be in future made for services of Appraisers without an attested account.

To Lieutenant Colonel Blois, of Her Majesty's Fifty Second Regiment, the sum of £128 9 3 for a return of Duties on Wine used by the Officers of the Regiment during the last year.

And the Chairman further reported that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed, and leave to sit again granted.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Copy of a Communication from the Honorable Thomas Baillie, Surveyor General, with Return of Sales of Crown Lands which have taken place under the Orders of His Excellency in Council of the 1st December and 27th February last ; the same being furnished under an Address of the House of the 15th day of March instant, and which are as follow :—

(Copy.)

Crown Land Office, 20th March, 1843.

SIR,—I have the honor to lay herewith before Your Excellency the Return to an Address by the Honorable the House of Assembly of the 15th instant, praying to be informed “whether any sales of Land have taken place, or agreements for sales made, under the Order of Your Excellency in Council of the 1st day of December last, and if so, to what extent, and whether any grants have issued, or been ordered to issue.”

I have the honor to be, &c.

THOMAS BAILLIE, *Sur. Gen.*

His Excellency Lieutenant Colonel
Sir William M. G. Colebrooke, K. H. Lieutenant Governor, &c. &c. &c.

Return of Sales which have taken place under the Orders of His Excellency the Lieutenant Governor in Council, of the 1st December and 27th February last, and of the Grants which have issued or been ordered to issue; prepared in obedience to an Address of the Honorable the House of Assembly on the 15th March, 1843.

Settlement or Association.	Carleton.		King's.		Queen's.		St. John.		Sunbury.		Westmorland.		York.		TOTAL.	
	Sales.	Acres.	Sales.	Acres.	Sales.	Acres.	Sales.	Acres.	Sales.	Acres.	Sales.	Acres.	Sales.	Acres.	Sales.	Acres.
Beckwith Association,	..	..	..	..	..	..	..	..	..	..	..	..	22	1056	22	1056
Carlow do.	..	..	..	..	..	..	..	..	27	1350	..	..	..	..	27	1350
Goshen do.	..	..	3	150	..	..	..	..	..	..	..	..	..	..	3	150
Inniskillen do.	..	..	..	..	3	150	..	..	..	..	..	..	..	..	3	150
Londonderry do.	..	..	39	1950	..	..	32	1600	..	..	..	..	..	..	71	3550
Mount Theobald do.	..	..	18	900	..	..	31	1550	..	..	..	..	..	..	49	2450
Maxwell do.	1	50	..	..	..	..	..	..	..	..	..	..	3	150	4	200
Mechanics' do.	..	..	31	1550	..	..	..	..	..	..	50	2500	..	..	81	4050
Nerepis Road do.	..	..	..	..	..	..	..	..	12	600	..	..	..	..	12	600
Presquile do.	11	550	..	..	..	..	..	..	..	..	..	..	..	..	11	550
Teetotal do.	..	..	..	..	..	..	..	..	..	..	..	..	37	1850	37	1850
	12	600	91	4550	3	150	63	3150	39	1950	50	2500	62	3056	320	15,956

No agreements for Sales have been made.

The conditions of Sale to 34, of the Teetotal Settlement, (made 6th May, 1842) were that no Grants should issue until the whole amount of purchase money be paid ; but for all the other Sales, the Grants

Grants will issue so soon as Bonds shall have been executed by the purchasers. Interest has been paid in advance on all Sales made previously to the 1st March instant, and Interest and Survey money on all made subsequently to that date. Some of the persons have already given their Bonds, and Bonds prepared, (except the date) for signature, by the remainder, have been forwarded to the various Deputies for execution.

No Grants have yet issued for any of the foregoing Sales.

THOS. BAILLIE, *Sur. Gen.*

Crown Land Office, 20th March, 1843.

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House—

Supplementary Reports from the Auditor General on Accounts of Supervisors of Great Roads, as also Commissioners for Bye Roads; being in addition to the Reports communicated by Message on the 13th day of February last.

On motion of Mr. Hanington,

Ordered, That the House do on Tuesday next the 28th day of March instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

Mr. Jordan, from the Committee to whom was referred the Return from the Clerk of the Pleas, of Summary Actions entered in the Supreme Court, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee appointed on the 15th day of March instant, to take into consideration the Return of the Clerk of the Pleas of the Summary Actions instituted in the Supreme Court, during a period of two years ending in Michaelmas Term last, Report:

"That it appears by this Return, and the Communication accompanying it, that the Clerk of the Pleas, from the documents on file in his Office, cannot furnish a list of the Summary Actions commenced and settled before being entered, or Judgment had thereon;—the Committee are therefore without information on that point. The Return furnished gives the number of Summary Suits on which Judgments have been obtained, with the amount of debt and costs on each. The number of Summary Judgments in Hilary Term, 1841, was 144; in Trinity Term, 139; in Michaelmas, 182;—in Hilary, 1842, 215; in Trinity, 233; in Michaelmas, 170. The gross amount of the costs on the whole appears to be £4,836 12 5. While your Committee regret to behold this evidence of the enormous amount of litigation, yet, in the absence of more information on the subject, they are not at present prepared to submit a remedy, but trust that the subject will be resumed at an early day in the next Session of the General Assembly.

"Respectfully submitted.

"JOHN JORDAN,
JAMES BROWN,
W. END,

"Committee Room, March 25, 1843."

Ordered, That the Report be accepted.

Mr. Fisher, from the Committee appointed on the 14th day of February last, to take into consideration the subject of the Bankrupt Act, with a view to the amendment thereof, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee to whom was referred the Petition of Benjamin Wolhaupter, John A. Beckwith, Joseph Gaynor, John F. Taylor and 132 others, inhabitants of Fredericton, praying an amendment in the Law relating to Bankruptcy, have attended to that duty, and beg leave to report a Bill, under the title of—"A Bill in addition to and in amendment of the Law of Bankruptcy."

"All which is respectfully submitted.

"CHARLES FISHER,
R. L. HAZEN,
WILLIAM END,
GEORGE S. HILL,
J. R. PARTELOW.

"Committee Room, 25th March, 1843."

Ordered, That the Report be accepted.

The Bill, as reported by the Committee, being then handed in, was read a first and second times.

The House adjourned until Monday morning next, at 10 o'clock.

Monday, 27th March, 1843.

Prayers.

Read a third time as engrossed,

A Bill to amend an Act, intituled "An Act to provide for the collection of the Revenue of this Province.

Resolved, That the Bill do pass.

Ordered, That Mr. Wilmot take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill relating to the privilege of Solemnizing Marriage.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher take the said Bill to the Council and desire their concurrence thereto.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on Saturday the 25th day of March instant.

Ordered, That Mr. Freeze take the said Resolutions to the Council and desire their concurrence thereto.

Mr. End, by leave, presented a Petition from John T. Williston, Esquire, a Member returned for the County of Northumberland, and whose seat was declared vacated on the 24th day of March instant, by the Report of the Select Committee on the Petition of John Ambrose Street, Esquire, and others, against the said return, praying that a new Writ may immediately issue for the said County ; which he read.

Ordered, That the said Petition be received and lie on the Table.

On motion of M. End,

The House went into Committee of the whole on a Bill sent down from the Council, intituled "An Act in further amendment of the Criminal Law."

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill read a third time to-morrow.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill sent down from the Council, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Law relating to Burglary.'"

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill read a third time to-morrow.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill sent down from the Council, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Law relating to Robbery.'"

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill read a third time to-morrow.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill sent down from the Council, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Laws relating to burning or destroying Buildings and Ships.'"

Mr.

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill read a third time to-morrow.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill sent down from the Council, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act further to amend the Law relating to Offences against the Person.'"

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had gone into consideration of the Bill referred to them and agreed to the same.

Ordered, That the Report be accepted and the Bill read a third time to-morrow.

Mr. Palmer moved for leave to bring in a Bill to appropriate a part of the Public Revenue for the Services therein mentioned.

Leave granted.

On motion of Mr. Fisher,

The House again went into Committee of the whole on a Bill to improve the Law relating to the election of Representatives to serve in the General Assembly.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration had made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

Mr. End, from the Committee appointed on the 17th day of February last, to take into consideration the subject of claims of British Consuls, for sums advanced towards the relief of Seamen belonging to British Ships, submitted a Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee to whom was referred the Message of His Excellency the Lieutenant Governor, communicating a charge of Joseph F. Sherwood, Esquire, British Consul at Portland, United States, on account of certain Seamen belonging to the ship Queen, of Saint John, New Brunswick, cannot (from the documents before them) recommend the action of the House on this subject.

"The relief granted by British Consuls to British Seamen, is authorized by instructions from the Admiralty, and apply to British Seamen generally. A distinction is now attempted to be established between British Seamen, and Seamen, the Crews of British Colonial Ships; this is a distinction which your Committee cannot recognize, inasmuch as the Crews of Vessels registered in the Colonies, are by no means composed of natives of the Colonies, nor are the Crews of Vessels registered in the United Kingdom altogether composed of natives of the British Isles. Your Committee understand the relief afforded to British Seamen to be a National Boon intended for all who sail under the National Flag, and contribute to its glory, and therefore properly extendible to the Crews of all British Ships, whether Colonial or otherwise.

"Respectfully submitted.

"W. END,
JOSHUA ALEXANDRE,
CHAS. FISHER.

"Committee Room, March 27, 1843."

Ordered, That the Report be accepted; and

On motion of Mr. End; further

Ordered, That the powers of the said Committee be continued to enable them to make a further Report upon the matters referred for their consideration.

A Message from the Legislative Council.

Mr. Peters, Master in Chancery, informed the House, that the Council had agreed to The Bill to facilitate the Negotiation of a Loan to pay off the Public Debt.

And

And also to the following Bills, viz :—

The Bill relating to the collection of Duty on Timber and other Lumber : and

The Bill relating to the Clerk of the Pleas,

Without making any amendment thereto.

And that the Council had also agreed to

The Resolutions of Appropriation, dated the 9th and 21st days of March, with the exception of—

“The sum of Fourteen Pounds Ten Shillings to Asa Coy and Zebedee G. Gable, Trustees of the Baptist Meeting House in Fredericton, being return of Duties paid on an Organ imported from the United States, in the year one thousand eight hundred and forty one ;”

To which the Legislative Council do not concur.

And he further informed the House that the Council had agreed to

The Bill imposing Duties for raising a Revenue.

On motion of Mr. S. Earle,

The House went into Committee of the whole on a Bill to increase the Representation of King's County.

Mr. Jordan in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

A Message from His Excellency the Lieutenant Governor, by the Gentleman Usher of the Black Rod, requiring the immediate attendance of the House in the Council Chamber.

The House attended, and being returned,

The Honorable Mr. Speaker reported, that he had addressed His Excellency as follows :—

“ May it please Your Excellency,

“ The Assembly have passed—“ A Bill to facilitate the Negotiation of a Loan to pay off the Public Debt,”—which in the name and on behalf of Her Majesty's loyal and dutiful Subjects the Commons of New Brunswick, I now present, and pray that Your Excellency will be pleased to give your assent to the same.”

That His Excellency was then pleased to give his assent to the said Bill, (with a suspending clause.)

On motion of Mr. S. Earle,

The House again went into Committee of the whole on a Bill to increase the Representation of King's County.

Mr. Jordan in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration, the following Resolution was moved :—

“ Resolved, That the further consideration of the said Bill be postponed for six months.”

And upon the question, the Committee divided as follows :—

YEAS.

YEAS.

The Hon. Mr. Speaker,
The Hon. Mr. Simonds,
Mr. Hill,
Taylor,
Wilmot,
Fisher,
Boyd,
Rankin,
Thomson,
Wark,
Gilbert,
Perley,
Connell,
Hazen,
Stewart.

NAYS.

Mr. Brown,
S. Earle,
Freeze,
Barker,
Scoullar,
Allen,
Botsford,
End,
Hanington,
Barberie,
Smith,
J. Earle,
Palmer.

Whereupon it was carried in the affirmative.

Ordered, That the Report be accepted.

Mr. Wilmot moved for leave to bring in a Bill to revive and amend the Acts relating to Parish Schools.

Leave granted.

The said Bill being brought in, was read a first and second times.

On motion of Mr. Hill,

Ordered, That Mr. Rankin be added to the Committee appointed on the 4th February last, to take into consideration a Petition from Thomas E. Perley, praying relief in consequence of certain losses sustained in the purchase of Land from the Crown, and to which Committee was referred various other Petitions of a like prayer, in place of John T. Williston, Esquire, whose seat has been declared vacated.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 28th March, 1843.

Prayers.

According to the Order of the Day, the Bill sent down from the Legislative Council, intituled "An Act in further amendment of the Criminal Law," was read a third time.

Resolved, That the House do concur therein.

Ordered, That Mr. Barberie return the Bill to the Council and acquaint them therewith.

According to the Order of the Day, the Bill sent down from the Legislative Council, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Law relating to Burglary,'" was read a third time.

Resolved, That the House do concur therein.

Ordered, That Mr. Hill return the Bill to the Council and acquaint them therewith.

According to the Order of the Day, the Bill sent down from the Legislative Council, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act further to amend the Law relating to Offences against the Person,'" was read a third time.

Resolved, That the House do concur therein.

Ordered, That Mr. Palmer return the Bill to the Council and acquaint them therewith.

According to the Order of the Day, the Bill sent down from the Legislative Council, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Laws relating to burning or destroying of Buildings and Ships,'" was read a third time.

Resolved, That the House do concur therein.

Ordered, That Mr. Thomson return the Bill to the Council and acquaint them therewith.

According

According to the Order of the Day, the Bill sent down from the Legislative Council, intituled "An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled 'An Act to amend the Law relating to Robbery,'" was read a third time.

Resolved, That the House do concur therein.

Ordered, That Mr. Wark return the Bill to the Council and acquaint them therewith.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under consideration had made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Brown,

That the House proceed to the Order of the Day, to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto, resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow:—

Resolved, That there be granted

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, for improving the navigation of the Grand Lake by the removal of a Bar at the entrance of the Jemseg, a sum not exceeding £300 for the completion of that object; provided that no Warrant shall issue for the above sum until a report of the work done by the Machine, and a particular account of the expenditure, to the satisfaction of the Executive Government, shall be had.

To the Quarter Master General of the Militia Forces the sum of £—— for his services for the year 1842:

Upon the question for sustaining this Resolution, it passed in the affirmative.

The question was then taken for filling up the blank with the sum of £150, when the Committee divided as follows:—

YEAS.

The Hon. Mr. Speaker,

Mr. Palmer,

Barberie,

Stewart,

End,

J. Earle,

S. Earle,

Hanington,

Scoullar,

Jordan,

Freeze,

Hazen,

Street,

Payne,

Connell,

Perley,

Wilmot,

Wark,

Thomson,

Brown,

Rankin,

Taylor.

NAYS.

Mr. Smith,

Barker,

Gilbert,

Boyd,

Hill.

Whereupon

Whereupon it was carried in the affirmative and the blank accordingly filled up with the said sum of £150.

To Catherine M'Donald, of Woodstock, in the County of Carleton, Widow of an old Soldier of the Revolutionary War, the sum of £10.

To the Justices of the Peace of the County of Charlotte the sum of £10 towards paying the debt due on the Court House; the Grant of the last Session having been for £150, and the Warrant having been issued for only £140.

To the Managing Committee of the Catholic School in the Town of Saint Andrews the sum of £30 to enable them to keep up that Institution.

To Lieutenant Colonel Ormond, of Her Majesty's Thirtieth Regiment, the sum of £71 12 2 for return Duties on Wine consumed by the Officers of that Regiment.

To David M'Millan, of Saint John, the sum of £12 14 4 for damage sustained by him on Province Laws by Fire.

To John Gregory the sum of £10 to prepare an Index to the Laws of the present Session.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £100 in addition to the ordinary Road Appropriations, to repair the Bridge across the Cocagne River.

To John Craven the sum of £17 4s., being for 86 days services as Tide Water in the County of Carleton, from 6th day of October, 1841, to the 1st day of January, 1842.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £40, in aid of individual subscription, to establish an African School at Saint John.

To the Reverend James Dunphy, of Saint John, the sum of £30, in aid of individual subscription, to establish a Free School in the Parish of Portland, County of Saint John.

To the Trustees of Schools of the Parish of Waterborough the sum of £20 to be applied to the use of the School in the Foster Settlement, taught by William Tabb, in the year 1842.

To the Trustees of Schools of the Parish of Fredericton, the sum of £20 to be paid to John Phelan for teaching a School in the Parish of Fredericton, for the year ending in 1842.

To William Folyard the sum of £— for teaching a School in the City of Saint John for sixteen months ending the 1st January, 1843.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £500 for the Road from Saint John to the Nova Scotia Line, to be appropriated as follows:—For that part of the Road leading from Saint John to Hayward's Mill, £250, £30 of which to be expended on the old Westmorland Road from Hammond River towards Saint John; and £250 from Hayward's Mills to the Nova Scotia Line, so much of the last mentioned sum to be expended on the Tantamar Marsh (old Road) as may be necessary to keep the same in repair.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £240 for the Road from Saint John to Saint Andrews.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £200 for the Road from Fredericton to Saint John, via Nerepis.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £40 for the Road from Nerepis to Gagetown.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £30 for the Road from Dorchester to Shediac.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £24 for the Road from Shediac to Petitcodiac.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £160 to improve the Road from Richibucto to Chatham, and to enable the Supervisor to pay the balance due for the repair of the Bridge over Davidson's Creek, so called.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £220 for the Road from Newcastle to Bathurst; £115 6s. of which sum to be appropriated in payment of the balance due to David Crocker, and the remainder of the grant to be expended between Bartibog River and Bathurst.

To

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £800 for the Great Road from Bathurst to Campbelltown, at the entrance of the Kempt or Metis Road in the County of Restigouche; the same to be expended in the County of Restigouche.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £560 for the Great Road from Fredericton to Woodstock; a sum not exceeding £40 of which to be laid out on the North side of the River Saint John; the further sum of £55 to pay the balance due to Nelson Cliff for building the Bridge over Carrier's Creek; and also, a sum not exceeding £11 5s. to George Cheyne, Esquire, for damage incurred in altering the Road through his Land in Prince William, if in the opinion of the Supervisor he is entitled to that sum.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £340 for the Road from Woodstock to the Arestook.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £100 for the Road from Fredericton to the Finger Board.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £80 for the Road from Bellisle to Saint John.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £480 for the Road from Fredericton to Newcastle; £25 of which to be paid to John Wilson for a Team Ferry Boat across the North and South West Branches of Miramichi River, in the year 1842.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £400 for the Road from Fredericton to Saint Andrews.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £120 for the Road from Salisbury to Hopewell.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £180 for the Road from Shediac to Richibucto.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £40 for the Road from Woodstock to Houlton.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £20 for the Great Road from Waweig to Saint Stephen, and to enable the Supervisor to pay Andrew Hay the balance due him for repairs on the Bridge near Connick's.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £30 for the Road from the Oromocto to Gagetown.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £150 for the Road from Oak Bay to Eel River; £100 of which sum to be expended on the upper end of the said Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £440 for the Road from the Arestook to the Grand Falls; £15 of which to enable the Supervisor to pay Dennis Ring and Redmund Ring balance due them for contract on the said Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £200 for the Road from Fredericton to the Bend of Petitcodiac; £74 17 7 of which to be paid Thomas O. Miles, Esquire, Commissioner on that Road, a balance due him.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £100 to reimburse in part the Commissioner for opening the new Road from the Saint Andrews Road to George Wynne's.

Gloucester Bye Roads:

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £50 for the repair of Bye Roads and Bridges between the Restigouche County Line and Teague's Brook in the County of Gloucester.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £50 for the repair of Bye Roads and Bridges between the Northumberland County Line and Teague's Brook in the County of Gloucester.

Saint John Bye Roads:

The sum of £25 for the Road from John O'Sullivan's Lot, No. 110, on the County Line, extending eastwardly to the Gregory Road. The

The sum of £10 to be expended in opening and improving the Road from West Beach to the Black River Mills.

The sum of £5 for the M'Niel Road near Emerson's Creek.

The sum of £8 10 8 for the Road from the Saint Andrews Road to Pisirinco.

The sum of £6 for cutting through the Road from William White's to the M'Bratney Road near M'Laren's Mill.

The sum of £10 for the Road from near Fownes' to the Salmon River Mills.

The sum of £10 to assist the inhabitants in opening a Road from the County Line near Tabor's at Hammond River, through the Town Plot at Quaco.

The sum of £10 for the Road from Musquash to Dipper Harbour.

The sum of £15 9 4 of the amount for the Bye Roads for Saint John County to be paid over to the Justices of the Peace for the City and County of Saint John, to reimburse the Overseers of the Poor for the Parish of Simonds, in addition to the sum already granted; being the balance due them for supplies to the sick, indigent and distressed Black Refugees.

Westmorland Bye Roads:

For the Bridge over Muddy Creek, on the West side of the River Petitcodiac, in the Parish of Hillsborough, the sum of £10.

For the Bridge over the Kouchibouguac River, in the Parish of Shediac, the sum of £65.

For the Aboideau on Peck's Creek, in the Parish of Sackville, the sum of £15.

For the new Road across Germantown Marsh, in the Parish of Harvey, the sum of £10; five pounds of which sum to be expended on the Hill to the southward of the Bridge.

King's County Bye Roads:

The sum of £10 for the Road from the Church in Springfield to Ezekiel Foster's in Studholm.

The sum of £25 for the Road from Hayley's to the Mechanics' Settlement, and thence to the Westmorland line.

The sum of £25 for the Road from John O'Sullivan's lot, 110, on the County Line, extending eastwardly to the Gregory Road in the Parish of Upham.

The sum of £10 to repair the Bridge over Stewart's Mill Brook in the Parish of Norton; £3 10s. of which to be paid Isaac Foshay, balance due him.

The sum of £10 for the Road from James White's to the Long Reach in the Parish of Kingston.

The sum of £10 for the Road from James Brown's to James Hill's and others, in Hampton.

The sum of £10 for the Road from Milkish Creek to Kingston.

Restigouche Bye Roads:

The sum of £100 towards the erection of a Bridge over Nash's Creek and approaches, and to repair the Bridge over M'Nair's Creek in the County of Restigouche.

Northumberland Bye Roads:

The sum of £5 to John T. Williston and Charles Stewart, over expended by them on a Bridge at the School House, Napan.

The sum of £15 to improve the Road and repair the Bridges between Black River and Point Escuminac.

The sum of £15 to improve the Road and repair the Bridges between Bartibog and Tabusintac.

The sum of £15 to improve the Road between the Forks on Cain's River and Sabbie's Mills.

The sum of £15 to improve the Bridge over M'Kay's Cove.

The sum of £12 7 6 to Alexander Goodfellow and Richard Sutton, amount over expended by them in the erection of Barnaby's River Bridge.

The sum of £7 12 6 to improve the Road from Fleet's Cove to Barnaby's River.

The sum of £7 10s. to improve the Road from Chaplin's Island to Newcastle.

The sum of £7 10s. to improve the Road on the North side of Renous River.

Queen's County Bye Roads:

The sum of £10 on the Road from Newcastle to Hardwood Ridge.

The sum of £15 on the Road near the Parsonage in Canning, and in building a Bridge.

The sum of £20 on the Road from near the Forks of the Road near John Gaunces' to the Nerepis Road near M'Allister's.

The sum of £10 for repairing the Bridge at the Thoroughfare near Indian Point.

The sum of £20 for improving the Road from Gagetown to Ocnabog Bridge, and thence to Samuel Peters.

The sum of £10 for repairing the Road from Vail's Ferry to the Nerepis Road.

The sum of £15 for repairing the Road from Newcastle to Hardwood Ridge.

Charlotte County Bye Roads:

The sum of £28 11 4 for the Road from Chase's Corner, in Saint Patrick, to Edwin Foster's, in Saint David.

The sum of £14 5 8 to repair Roads and Bridges between Bartlett's and Chamcook, in Saint Andrews Parish.

The sum of £14 11 4 for the Road from the late James Simmons' to the Little Ridge in Saint James, and to repair the Bridge over the Moannes Stream.

The sum of £14 for the Road from the Cove, in Saint Stephen, to the Basswood Ridge, in Saint James, to be expended on the outer part of said Road.

The sum of £28 11 8 for the new Road between the old Saint Andrew's Road, near Hanson's, to the new Saint Andrews Road, at Wetmore's Farm, near the Lower Falls, Saint George.

Sunbury Bye Roads:

The sum of £30 for the Road from John Grass' to Peabody's, at the Rushagonish.

The sum of £20 for the Road from the Highway in Burton, at or near Jacob Smith's, to the Nerepis Road.

The sum of £20 to open a Road to the Carlow Settlement, in the rear of Maugerville.

The sum of £20 for the Road from Little River Mills to the French Lake, in the Parish of Sheffield, and to pay James Burpe a balance due him.

The sum of £10 for the Road from the River Saint John to the Petitcodiac Road, on the Line dividing the Counties of Sunbury and York, to pay T. O. Miles, Esquire, for money over expended by him.

Carleton Bye Roads:

The sum of £40 to open a new Road from the mouth of the Tobique to Campbell's.

The sum of £20 to open a new Road from the River Saint John to a back settlement in rear of Shaw's.

The sum of £10 to open a Road near James M'Isaac's to a back settlement.

The sum of £10 to open a new Road from the Williamstown Road to William Phillips'.

The sum of £10 to open and improve a Road near Lindsay's past Charles Coldwell's Farm, to intersect the main Road near Moses Hannah's.

The sum of £10 to open a new Road from Lindsey's in a northerly direction through the new Settlement.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed, and leave to sit again granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to the following Bills, viz:—

A Bill to amend an Act, intituled "An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand;" and

A Bill to continue an Act, intituled "An Act to extend the jurisdiction of the Corporation of the City of Saint John, for the regulation of Pilotage, beyond the limits now prescribed by Charter;"

Without making any amendment thereto.

On

On motion of Mr. Hanington,

Ordered, That the House do on Thursday next the 30th day of March instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Supplementary Report from the Auditor General, on the Accounts from Commissioners for expending certain Special Grants.

Mr. Hazen moved for leave to bring in a Bill to establish a Register of Freemen of the City of Saint John, in lieu of the Register lately destroyed by fire.

The Order of the House, limiting the time for bringing in Bills, being in this instance dispensed with, leave was granted, and the said Bill being brought in, was read a first and second times.

Mr. Scoullar moved for leave to present a Petition from Timothy Kehoe, praying to be remunerated for services performed in attending the Draw in the Bridge over the Oromocto, for a period of three years.

Upon the question, that the Order of the House, limiting the time for introducing Petitions, be dispensed with, and leave to present the Petition granted, the House divided—

YEAS, 11.

NAYS, 11.

And the division being equal, the Honorable Mr. Speaker decided it in the negative.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 29th March, 1843.

Prayers.

Mr. End, from the Select Committee appointed on the 3d day of February last, to take into consideration the subject of the illegal occupation of the Crown Lands and Indian Reserves, submitted a second Report upon the matters referred to them; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom was referred that part of the Speech of His Excellency the Lieutenant Governor, respecting the illegal occupation of Crown Lands and Indian Reserves, make their final Report:

“The unauthorized occupation of Crown Lands is a subject of considerable embarrassment, and one to which it is extremely difficult to apply any general measure. It cannot be denied, that a great number of acres of valuable Crown Lands have been settled upon, improved, and are still occupied by persons well able to pay the small price set upon wild lands in this Colony; against such persons, your Committee are of opinion, that coercive measures might not unreasonably be adopted. It is equally true, however, that many worthy persons have been compelled by necessity to seek a living on vacant lots of land, whose unremitting labor, industry and perseverance, have scarcely procured a bare subsistence for themselves and their families, who, nevertheless, are still persevering, and against whom the adoption of coercive measures would be unwise and cruel.

“Your Committee cannot recommend that any Crown Prosecutions should be instituted, as the Law now stands, the enormous expense being altogether disproportioned to the object to be attained. They report a Bill, which, should it become a Law, will, in their opinion, afford a cheap and summary remedy against illegal occupants of Crown Lands. They rely, however, upon the wisdom of Government, that the discretionary power unavoidably given by this Bill, will be used with mercy as well as justice; and that while the provisions of the Bill shall be most strictly applied to those who are able to purchase, and yet contumaciously refuse to do so, the industrious poor Squatter, who evinces a willingness to comply with the regulations for granting lands, may

may be put upon the most favorable footing of an applicant for immediate settlement.

“ Respectfully submitted.

“ W. END,
P. PALMER,
ROBERT PAYNE,
J. M. CONNELL,
ALEX. RANKIN.

“ *Committee Room, March 29, 1843.*”

Ordered, That the Report be accepted.

The Bill reported by the Committee, under the title of—“ A Bill to prevent expense in proceedings against Trespassers on Crown Lands,”—was then handed in and read a first and second times.

On motion of Mr. Street,

The House went into Committee of the whole on a Bill for the amendment of the Charter of the City of Saint John.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to amend “ An Act for granting Patents for useful Inventions,”

With amendments, to which they desire the concurrence of the Assembly.

And that the Council had also agreed to

The Resolutions of Appropriation dated the 23d day of March instant, with the following exception :—

“ To Asenath Moore the sum of ten pounds for having taught a School in Saint David's, in the County of Charlotte, for six months ending the fifteenth day of December, in the year one thousand eight hundred and forty two ;”

In which the Legislative Council do not concur.

Mr. Barberie, a Member for the County of Restigouche, applies for leave of absence, important public business requiring his attendance in his County ; which was granted.

On motion of Mr. Hazen,

The House went into Committee of the whole on a Bill in addition to and in amendment of the Law of Bankruptcy.

Mr. Fisher in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

A Message from His Excellency the Lieutenant Governor by the Gentleman Usher of the Black Rod, requiring the immediate attendance of the House in the Council Chamber.

The House attended, and being returned—

The Honorable Mr. Speaker reported, that he had addressed His Excellency as follows :—

“ *May it please Your Excellency,*

“ The Assembly have passed—“ A Bill imposing Duties for raising a Revenue,”—which they trust will, in its operation, produce, with the Revenues derived from other sources, the necessary means to provide for all demands upon the Treasury.

“ This Bill I now present to Your Excellency in the name and on behalf of Her Majesty's faithful and loyal Subjects the Commons of New Brunswick, and pray that Your Excellency will be pleased to give your assent thereto.”

That

That His Excellency was then pleased to give his assent to the Bill presented by the House ; as also to

A Bill, intituled "An Act to amend an Act, intituled 'An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand.'"

On motion of Mr. Hazen,

The House then again went into Committee of the whole on a Bill in addition to and in amendment of the Law of Bankruptcy.

Mr. Fisher in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration, had made further progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 30th March, 1843.

Prayers.

On motion of Mr. Partelow,

Resolved, That the Petition of Thomas O. Miles, Esquire, late one of the Supervisors of the Road leading from Fredericton to the Bend of Petitcodiac, praying to be reimbursed a balance due him, which was presented to the House on the 23d day of February last, and ordered to lie on the Table, be now referred to the Committee of Supply ; and

On like motion of Mr. Partelow,

Resolved, That the Petition of David S. Kerr, Esquire, Barrister at Law, praying for a grant to pass to defray the expense incurred in reporting the Decisions of the Supreme Court, which was presented to the House on the 25th day of February last, and ordered to lie on the Table, be referred to the Committee of Supply.

On motion of Mr. Freeze,

Resolved, That the Petition of Humphrey Hayward and John Graves, praying to be reimbursed a balance due them on a Road Contract taken under Benjamin L. Peters, Esquire, as Supervisor on the Great Road from Saint John to the Nova Scotia Line, in the year 1839, which was presented to the House on the 1st day of February last, and ordered to lie on the Table, be referred to the Committee of Supply.

On motion of Mr. Hazen,

The House proceeded to take into consideration the amendment made by the Legislative Council to

The Bill to amend "An Act for granting Patents for useful Inventions."

The amendment being twice read,—when

On like motion of Mr. Hazen,

The House went into Committee of the whole on the Bill as so amended.

Mr. End in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having gone into consideration of the Bill, as amended by the Council, had agreed to the same.

Ordered, That the Report be accepted and the Bill read a third time to-morrow.

On motion of Mr. Partelow,

Whereas by the Act for raising a Revenue in this Province, to take effect from the 1st day of April next, a Duty is imposed upon Foreign Tallow imported into this Province ; and whereas that article has always been allowed to come in free of Duty, as an encouragement to the Tallow Chandlers of the Province ; thereupon

Resolved, That this House will provide for any Duties that may be paid under the operation of the said Act, by reimbursing the same at its next Session.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on Tuesday the 28th day of March instant.

Ordered,

Ordered, That Mr. Barker take the said Resolutions to the Council and desire their concurrence thereto.

On motion of Mr. End,

The House went into Committee of the whole on a Bill to prevent expense in proceedings against Trespassers on Crown Lands.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had passed the following Resolution :—

“Resolved, That the further consideration of this Bill be postponed until the next Session of the General Assembly.”

Ordered, That the Report be accepted.

On motion of Mr. Hazen,

The House went into Committee of the whole on a Bill to establish a Register of Freemen of the City of Saint John, in lieu of the Register lately destroyed by Fire.

Mr. Palmer in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Mr. Street, from the Committee to whom was referred the Petition from John Pollok, on behalf of the Chamber of Commerce, of Saint John, praying the House to bring under the notice of Her Majesty's Government, the injury that will result to the Provincial Trade by reason of certain restrictions imposed under the new Imperial Act, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

“The Committee appointed on the 20th day of March instant, to whom was referred the Petition of John Pollock, Vice President of the Chamber of Commerce for the City of Saint John, have had the same under consideration, and I am directed to report the Draft of an Address to Her Majesty, which I submit herewith.

“W. H. STREET, *Chairman*.

“*Committee Room, March 30, 1843.*”

Ordered, That the Report be accepted.

On motion of Mr. Fisher,

The House again went into Committee of the whole on a Bill to improve the Law relating to Election of Representatives to serve in the General Assembly.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their further consideration, had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

Mr. Palmer, pursuant to leave granted, brought in a Bill to appropriate a part of the Public Revenue for the services therein mentioned; which was read a first time.

On motion of Mr. Hazen,

That the House proceed to the Order of the Day, to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto, resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow :—

Resolved, That there be granted

To Thomas Leavitt and Company the sum of £—— for return of part of Duties paid on Tea imported from Nova Scotia.

Upon the question for sustaining this Resolution, it was decided in the negative.

To

To Edmund Ward the sum of £—— for reporting the Debates of the present Session.

Upon the question for sustaining this Resolution, the Committee divided as follows :—

YEAS.

The Hon. Mr. Simonds,
Mr. Partelow,
Smith,
Palmer,
End,
Allen,
Jordan,
Scoullar,
Barker,
Payne,
Wilmot,
Connell,
Fisher,
Wark,
Thomson,
Hanington,
Boyd,
Brown,
Perley.

NAYS.

The Hon. Mr. Speaker,
Mr. Street,
Stewart,
Barberie,
Alexandre,
S. Earle,
Hazen,
Freeze,
Rankin.

And so it was carried in the affirmative.

The question was then taken for filling up the blank with £75, and it was decided in the negative.

It was then moved to fill up the blank with £100, whereupon the Committee divided—

YEAS, 17.

NAYS, 9.

And so it passed in the affirmative, and the blank was accordingly filled up with the said sum of £100.

To Henry P. Sancton the sum of £75 for reporting and publishing the Debates of the present Session.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £50 in aid of the Grammar School presently taught at Newcastle, in the County of Northumberland, by John Seewright, to whom the same shall be paid in part of his salary for teaching said School the present year, on its being certified to His Excellency by Henry B. Allison, and the Reverend James Souter, that the same is due to the said John Seewright for such service.

To the Commissioners of Light Houses in the Gulph of Saint Lawrence, the sum of £175 10 9, being the amount due them for the support of a Light House on Point Escuminac, agreeably to the Report of the Select Committee on the 20th March instant; the same to be taken from the Light House Fund.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— for improving that part of the Great Road between Jemseg and the Narrows at Washademoac Lake in Queen's County.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding £40 to assist in repairing the Bridge over the Magaguadavic River, between the upper and lower Falls of the said River.

To William Livingstone, of the City of Saint John, Merchant, the sum of £—— being the amount of double Head Money paid by him on Passengers brought into Saint John in the year 1840, in barque Branches, from Liverpool.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding £450 for Provincial Contingencies for the year 1843.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £20 to aid the inhabitants of the County of Westmorland to employ a Courier to convey the Mails from Cape Tormentine to the Great Road of Communication through that County.

To Richard S. Clarke, late High Sheriff of the County of Northumberland, the sum of £40 towards relieving him in his present necessitous condition.

To the Commissioners of the Provincial Penitentiary the sum of £63 10 3 to enable them to pay Daniel Sullivan a balance due to him for services performed at that establishment, under the direction of the late Commissioners, and which they were unable to discharge for want of funds.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £3 4 11 to enable him to reimburse Edmund Ward, Emigrant Agent in Fredericton, expenses incurred by him in passages and otherwise to distressed Emigrants.

To the Justices of the Peace for the City and County of Saint John £—— to enable them to reimburse Thomas M'Gaghey, for expenses incurred by him in proceeding to Grand Manan, to assist in investigating the burning of the Church there.

Upon the question for sustaining this Resolution, it was decided in the negative.

To John Simpson, Esquire, Queen's Printer, the sum of £1400 in part of his Account for printing the Journals, Laws, and various publications in the Royal Gazette, and towards the balance due him.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed, and that the House do to-morrow go into Committee of the whole and resume the further consideration of Supplies to be granted for the Public Service.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House, that the Council had agreed to

The Bill to appropriate a part of the Public Revenue to the payment of the Ordinary Services of the Province.

And he further informed the House, that the Council had agreed to

The Resolutions of Appropriation, dated the 25th day of March instant.

Mr. Hanington, from the Committee appointed on the first day of February last, to take under consideration the subject of applications for relief afforded to Sick and Distressed Emigrants, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Select Committee to whom were referred the several Petitions praying to be reimbursed expenses incurred in support of Sick and Distressed Emigrant Poor during the year 1842, have had before them the following Petitions, and beg leave to Report:

"The Petition of the Justices of the Peace for the City and County of Saint John, for expenses incurred by the Overseers of the Poor of that City, amounting to £1227 1s. 10d. exclusive of charges for the Medical attendant, and the Overseer of the Poor, Mr. Matthews, as Superintendent.

These Accounts are particularly made up, with a list of the names, ages, places of nativity, and circumstance of disability—of the Poor relieved,—and is attested to. The rate of Board is charged at 3s. per week, and the other charges are very reasonable. There is also a list of Emigrants and Transient Poor relieved from the Parish funds, comprising 1466 individuals, for which no charge is made in this Account. The Committee recommend provision to be made for this Account, together with an allowance of £50 for Medical attendance, and £75 for Mr. Matthews, the Superintendent.

"The Petition of the Justices of the Peace for the City and County of Saint John, for expenses incurred by the Overseers of the Poor in the Parish of Portland, amounting to £151 4s. exclusive of a charge to the Medical attendant. This Account is fully made up and attested to. The rate of Board charged is 3s. 6d. per week; the other charges are reasonable. The Committee recommend to be paid £146 4s., including Medical attendance.

"The Petition of the Overseers of the Poor of the Parish of Saint George, in the County of Charlotte, for expenses incurred by them, amounting to £37 11 4, including £8 3 4 for Medical attendance on one Emigrant. The rate of Board is not stated, nor is the Account sworn to. The Committee cannot recommend payment of the above Account.

"The Petition of the Commissioners of the Alms House and Overseers of the Poor for the Parish of Saint Andrews, in the County of Charlotte, for expenses incurred by them, amounting to £635 12 10, including £71 6 2 charged for Medical attendance and

and Medicine, and £50 to the Overseers of the Poor for their services. The rate of Board is 5s. per week. Of the charge of £55 12s. for Clothing, there is no detailed Account. A list of persons relieved accompanies the Petition, and the period in which relief is afforded is stated. The Account is sworn to by the Alms House Keeper. The Committee recommend to be paid the sum of £440 16 6, including Medical attendance and Superintendence.

"A Petition from the Commissioners of the Alms House and Overseers of the Poor of the Parish of Saint Andrews, for relief afforded Emigrant Poor who have resided in the Alms House more than one year prior to this application, amounting to £86 4 3, the rate of Board is charged at 5s. per week, and a list of persons relieved accompanies the Account, which is attested to. The Committee cannot recommend this Account.

"The Petition of the Overseers of the Poor of the Parish of Saint Stephen, in the County of Charlotte, for expenses incurred by them, amounting to £139 12 7 including £9 16s. for Medical attendance; the rate of Board charged is 5s. per week; and an affidavit accompanies the Account. The Committee recommend the sum of £81 15, including Medical attendance, to be paid.

"The Petition of the Justices of the Peace of the County of Northumberland, for expenses incurred by them, amounting to £134 6 4, including a charge of 10s. per diem to the Keeper or Superintendent, amounting to £33 10s. This Account is fully stated, and accompanied by an affidavit; a considerable portion of the expense appears to have been incurred in consequence of Emigrants suffering with Typhus Fever. The Committee deducting £16 15s. for charges of Superintendent, recommend the sum of £117 11 4 to be paid.

"The Petition of the Overseers of the Poor of the Parish of Chatham, in the County of Northumberland, for expenses incurred by them, amounting to £103 4 6. No Account accompanies the Petition.

"The Petition of the Overseers of the Poor of the Parish of Dalhousie, in the County of Restigouche, for expenses incurred, amounting to £13 4s. By the Account relief appears to have been afforded to about 25 individuals; the Account is not sworn to, but is certified by the Clerk of the Peace to have been approved of by the Sessions. The Committee recommend £8 15s. to be paid.

"The Petition of the Commissioners of the Alms House in the County of York, for expenses incurred by them, amounting to £133 11 2½, including £5 allowed to the Keeper for his attendance; the Account is particularly stated, the rate of Board charged is 6s. 6d. per week; a list of persons relieved accompanies the Account, and the period in which relief was afforded; the Account is sworn to by the Keeper of the Alms House. The Committee recommend that £100 be granted, including the claim of Dr. Woodforde, as per his Petition.

"The Petition of William Woodforde, M. D., for remuneration for attendance on Sick and Disabled Emigrants in the year 1841, amounting to £8; the Account is fully stated, and certified by the Commissioners of the Alms House of the County of York, to be correct.

"In concluding this Report, your Committee strongly recommend that in future all Accounts of similar expenses incurred, should be accompanied by a statement shewing the time the persons relieved arrived within the Province, in addition to the information afforded by the above Accounts, and that none should be chargeable on the Emigrant Fund except those who have arrived within the year.

"All which is respectfully submitted.

"D. HANINGTON,
CHARLES FISHER,
W. SCOULLAR,
J. R. PARTELOW.

"Committee Room, 30th March, 1843."

Ordered, That the Report be accepted; and

On motion of Mr. Hanington; further

Ordered, That the said Report be referred to the Committee of Supply.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 31st March, 1843.*Prayers.*

Read as engrossed,
The Resolutions of Appropriation made and passed in Supply yesterday the 30th day of March instant.

Ordered, That Mr. Payne do take the said Resolutions to the Council and desire their concurrence thereto.

According to the Order of the Day, the Bill to amend "An Act for granting Patents for useful Inventions," as amended by the Legislative Council, was read a third time.

Resolved, That the House do concur therein.

Ordered, That Mr. Hazen return the Bill with the amendment to the Council, and acquaint them therewith.

Read a second time—

A Bill to appropriate a part of the Public Revenue for the services therein mentioned.

Mr. Wilmot, from the Committee appointed on the 25th day of February last, to take under consideration a Petition from Edmund Ward, Editor of the "Sentinel," relative to a claim for certain Public Advertisements published in that Paper, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Select Committee to whom was referred the Petition of Edmund Ward, praying remuneration for certain Advertisements relative to the Sale of Crown Lands published in the "Sentinel" Newspaper, having attended to that duty, beg leave to Report:

"That Mr. Ward was first employed to publish certain Government Advertisements on land sales in November, 1841, and from time to time continued these publications as directed by Mr. Inches of the Crown Land Department, under the authority of the late Surveyor General; that the Accounts for those publications rendered, during the Honorable Mr. Saunders' tenure of Office, were examined, certified and paid, but that the Account of £44 13s. annexed to the Petition referred to the Committee, not having been rendered until the Honorable Mr. Baillie's return to the said Office, that Officer did not feel himself authorised to certify, and consequently the Petitioner has not been paid as formerly.

"The Committee are satisfied of the reasonableness of the charges made in the said Account, and without expressing any opinion as to the necessity for incurring this additional expense, as the publications have been discontinued, they are unanimously of opinion that provision should be made by the Legislature for the amount of the Account in question.

"Respectfully submitted.

"L. A. WILMOT,
THOMAS GILBERT,
ROBERT PAYNE.

"Committee Room, 31st March, 1843."

Ordered, That the Report be accepted; and

On motion of Mr. Wilmot; further

Ordered, That the said Report be referred to the Committee of Supply.

Mr. Street moved for leave to bring in a Bill relating to the appointment of Special Constables.

The Order of the House, limiting the time for bringing in Bills, being in this instance dispensed with, leave was granted.

The said Bill being brought in was read a first and second times.

Read a third time as engrossed,

A Bill in addition to an Act, intituled "An Act to facilitate summary proceedings before Justices of the Peace, and the Execution of Warrants by Constables," and determining what Fees may be taken under the said Act.

Resolved, That the Bill do pass.

Ordered, That Mr. S. Earle take the said Bill to the Council and desire their concurrence thereto.

Read

Read a third time as engrossed,

A Bill to amend several Acts relating to the relief of Old Soldiers of the Revolutionary War, and their Widows.

Resolved, That the Bill do pass.

Ordered, That Mr. Palmer take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Partelow,

The House went again into Committee of the whole on a Bill for the amendment of the Charter of the City of Saint John.

Mr. Gilbert in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their consideration had made a further amendment thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted, and the Bill as further amended, engrossed.

On motion of Mr. Partelow,

The House went into Committee of the whole, under the adjourned proceedings of yesterday, and resumed the further consideration of Supplies to be granted for the Public Service.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, had passed a number of Resolutions ; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow :—

Resolved, That there be granted

To the Commissioners for managing the Packet running between Saint Andrews and the Island Parishes, the sum of £—— to enable them to keep up the communication with those Parishes.

Upon the question for sustaining this Resolution, it was decided in the negative.

To the Committee of Correspondence, such sum as will procure a Bill for £—— Sterling, to be remitted to Henry Bliss, Esquire, Provincial Agent, for his services for 1842.

Upon the question for filling up the blank with the sum of £100, it was decided in the negative.

It was then moved that the said blank be filled up with the sum of £200.

And upon this question, the Committee divided as follows :—

YEAS.

The Hon. Mr. Speaker,
The Hon. Mr. Simonds,
Mr. Wilmot,
Hazen,
Fisher,
Taylor,
Rankin,
Wark,
Scoullar,
Jordan,
Stewart,
Street,
Alexandre,
Barberie,
Partelow.

NAYS.

Mr. Boyd,
Brown,
Gilbert,
S. Earle,
Freeze,
Perley,
Connell,
Barker,
End,
Hanington,
Palmer,
Smith,
Hill,
J. Earle,
Allen.

The division being equal, he had decided in the affirmative, and the blank was accordingly filled up with the said sum of £200.

The following was then moved to be added thereto :—

Further *Resolved*, that in future no larger sum than one hundred pounds per annum, should be granted for this service.

Upon

Upon the question for sustaining this Resolution, the House again divided as follows:—

YEAS.	NAYS.
Mr. End,	The Hon. Mr. Speaker,
Smith,	The Hon. Mr. Simonds,
Palmer,	Fisher,
Hanington,	Wilmot,
Barker,	Rankin,
Freeze,	Wark,
Gilbert,	Taylor,
Thomson,	Perley,
Brown,	Payne,
Boyd,	Street,
Connell,	Hazen,
Hill.	Barberie,
	Allen,
	Jordan,
	Stewart,
	Partelow,
	Alexandre,
	Scoullar.

And it was thereupon decided in the negative.

To Benjamin Wolhaupter, Commissioner of Government House, the sum of £207 11 1, being amount expended by him in repairs for Government House during the year 1842; and the further sum of £50 to remunerate him for his services for the past year; also a further sum of £29 8 11 to discharge a balance due James Taylor Senior and Company.

To the Commissioners of Government House a sum not exceeding £500 towards repairs and improvements on Government House and premises for the year 1843.

To John Hazen and Charles Hazen the sum of £—— to remunerate them for damage done to their land in the erection of the approach to the Oromocto Bridge during the Summer 1841 and 1842.

Upon the question for sustaining this Resolution, it was decided in the negative.

To Jacob Kollock the sum of £15 as an old and meritorious Soldier, to aid him in his present indigent circumstances.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— in aid of individual subscription to pay a Courier between Saint John and Saint Martin's.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— for the purpose of keeping up the Stage between Saint Andrews and Saint Stephen, for the year 1843.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £250 to enable the Commissioners for erecting the Bathurst Bridge to pay the Contractor a part of the balance due him for that work.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— for a Courier between Bathurst and Pokemouche, via Shippegan.

Upon the question for sustaining this Resolution, it was decided in the negative.

To Jane M'Cardy, Widow of an old meritorious Officer of the Revolutionary War, the sum of £10 to relieve her in her present distressed circumstances.

To James R. Tupper the sum of £—— to compensate him for a loss he has incurred in keeping up a Line of Communication between Fredericton and Woodstock, and further to continue the said Line during the ensuing Summer.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding £500 for the purpose of encouraging the erection of Oat Mills and Kilns in proper situations throughout the Province; no greater sum than £25 to be apportioned to the owner of any one Mill and Kiln; the said

said bounty not to be paid until it shall be certified to His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by the Court of General Sessions of the Peace of the County within which such Oat Mill and Kiln may be situate, for which such bounty is claimed, that the same has been established at a convenient place for the accommodation of the inhabitants of the County, and are actually in operation, and in every respect properly fitted for the manufacture of Oat Meal; provided that no Mill or Kiln which may have received any previous bounty by virtue of any Law or Resolution heretofore made, shall be entitled to the bounty given by this Resolution.

To John Simpson the sum of £275 for printing the Daily Journals of the Legislative Council and House of Assembly for the present Session; and the sum of £150 towards printing the Laws of the present Session; and the further sum of £150 towards printing the Revised Journals and Appendices of both Houses of the Legislature for the present Session.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £50 to enable him to pay a Messenger to the Executive Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £718 1s. to reimburse the Overseers of the Poor of the City of Saint John, in the year 1842, the balance due them for the support of the Temporary Provincial Lunatic Asylum there established; and the further sum of £125 to remunerate George Matthew, one of the said Overseers, Superintendent of the said Asylum, for his services for that year.

To William Leavitt, of Saint John, the sum of £—— to reimburse him for double Head Money paid on Passengers per ship Portland, at Saint John, in May last.

Upon the question for sustaining this Resolution, the Committee divided as follows:—

YEAS.

The Hon. Mr. Simonds,
Mr. Partelow,
Stewart,
Jordan,
Hazen,
Street,
Thomson,
Payne,
J. Earle,
Boyd,
Rankin.

NAYS.

The Hon. Mr. Speaker,
Mr. Smith,
Alexandre,
Palmer,
Hanington,
Barberie,
Barker,
Connell,
Perley,
Freeze,
Gilbert,
Brown,
Hill,
Fisher.

And it was thereupon decided in the negative.

To David Vaughan, of Saint Martin's, the sum of £30 2 7, being amount expended by him in repairing the Breakwater at Quaco.

Resolved, That the application of James Clarke, Master of the barque Creole, praying return of double Head Money, be not complied with.

Upon the question for sustaining this Resolution, the Committee divided as follows:—

YEAS.

The Hon. Mr. Speaker,
Mr. Barberie,
Connell,
Gilbert,
Hanington,
Alexandre,
Stewart,
Scoullar,
Smith,
Perley,
Freeze,
Fisher,
Brown,
J. Earle,
Hill,
Barker,
Palmer.

NAYS.

The Hon. Mr. Simonds,
Mr. Allen,
Payne,
Partelow,
Jordan,
Hazen,
Street,
Taylor,
Thomson,
Boyd,
Rankin.

And it was thereupon carried in the affirmative.

Resolved, That the Petition of John Wishart, praying for return of double Head Money, be not complied with.

To Xenophon Jouett, for many years Gentleman Usher of the Black Rod, the sum of £20 to relieve him in his present distressed condition.

To Robert Rankin and Company, of Saint John, the sum of £—— to reimburse them for double Head Money paid on Passengers per Lavinia.

To which the following was moved as an amendment—To expunge the whole thereof, and substitute the following :—

Resolved, That the application of Robert Rankin and Company, of Saint John, for return of double Head Money, be not complied with.

Upon the question for adopting the amendment, the Committee divided as follows :—

YEAS.

The Hon. Mr. Speaker,
Mr. Gilbert,
Barker,
Hill,
Brown,
Fisher,
Freeze,
Connell,
Perley,
Barberie,
J. Earle,
End,
Palmer,
Smith,
Alexandre.

NAYS.

The Hon. Mr. Simonds,
Mr. Stewart,
Partelow,
Jordan,
Taylor,
Hazen,
Street,
Wilmot,
Rankin,
Thomson.

And it was thereupon carried in the affirmative.

And the Chairman further reported, that he was directed to ask for leave to sit again to-morrow.

Ordered, That the Report be accepted, the Resolutions engrossed, and that the House do to-morrow go into Committee of the whole, and resume the further consideration of Supplies to be granted for the Public Service.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to establish sundry regulations for the future disposal of Timber and other Lumber cut on Crown Lands,

Without making any amendment thereto.

Mr. Wilmot, from the Committee appointed on the 16th day of March instant, to take into consideration a Petition from Edward W. Miller, Esquire, which was presented

presented to the House at the last Session, praying to be remunerated for certain Public Services performed by him, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Select Committee, to whom was referred the Petition of Edward W. Miller, Esquire, Sheriff of the County of York, with the several Accounts and documents connected therewith, have attended to that duty, and beg leave to submit the following Report:

"No. 1. Is Mr. Miller's Account for various services performed by him in the execution of various Processes issued out of the Court of Exchequer in this Province from 1817 to 1840, amounting to £437 9 4.

"Of this amount, £94 15 11 is charged for very important services rendered by the Petitioner, relative to the reserved Indian Lands in the County of Carleton; and as the services should be provided for, your Committee are of opinion, that they constitute a fair charge against the proceeds of those reserves, and they hope the Executive will make provision therefor from that service.

"Of the Account under consideration, the further sum of £164 15s. is made up for services rendered in the protection of the Disputed Territory. The charges are reasonable, and the Committee are of opinion, they constitute a fair claim on the fund arising from that Territory, and they hope that provision will be made therefor out of that fund.

"With respect to the balance of this Account, £177 18 5, the Committee are of opinion, that an investigation should be made by the Executive Government into the services and items charged; and that it should be ascertained whether any proportion of those charges has been collected by the present or late Attorney General, and if so, that for the amount so collected, the present and the Representatives of the late Attorney General should be called upon to account; and that for any balance not collected, the Petitioner has a fair claim upon the Revenues of the Country.

"No. 2. Is an Account for services rendered by the Petitioner during a period of 24 years in summoning Jurors for the Supreme Court at Fredericton, amounting to £682 10s.

"The Committee are of opinion, that so far as those services were confined to the business of the Provincial Court, they should be defrayed out of the Provincial Funds; but to the extent to which the services were rendered for the business of the County of York, the charges should be made upon the County Treasury.

"No. 3. Is an Account for Fees on granting Certificates to Applicants for cutting Timber on Crown Lands in 1819 and 1820, amounting to £187.

"These Fees were directed to be allowed by the then Executive Government; but though neglected in some quarter, the amount has not been paid; the Committee therefore cannot now recommend its payment.

"No. 4. Is an Account for services performed and expenses incurred by the Petitioner in discharge of his duty as Seizing Officer in the years 1819 and 1820; the Committee are of opinion, that the Province derived considerable benefit from the service; but they refer the propriety of making any provision therefor, to the consideration of the House.

"No. 5. Is the Account Current, setting forth the several Accounts already remarked upon, and crediting the sum of £264 19 1, as received at various times from Fines collected, and proceeds of a lot of Timber sold, and shewing a balance of £1,156 0 3.

"The Committee feel it due to the Petitioner to state, that the great delay which has taken place in the adjustment of these Accounts is not attributable to the Petitioner. Frequent applications have been made to the Executive by the Petitioner during the several Administrations of General Smyth, Sir Howard Douglas, Sir Archibald Campbell and Sir John Harvey, and in every instance his claims have been recognized as just and reasonable; and the Committee trust that the Petitioner will be enabled to obtain the amount of his several claims from the several quarters from which he is entitled to receive them.

"Respectfully submitted.

"L. A. WILMOT,
W. END,
W. SCOULLAR.

"Committee Room, March 30, 1843."

Ordered, That the Report be accepted.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 1st April, 1843.

Prayers.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply yesterday the 31st day of March instant.

Ordered, That Mr. Scoullar take the said Resolutions to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to establish a Register of Freemen of the City of Saint John in lieu of the Register lately destroyed by fire.

Resolved, That the Bill do pass.

Ordered, That Mr. Hazen take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill for the amendment of the Charter of the City of Saint John.

Resolved, That the Bill do pass.

Ordered, That Mr. Street take the said Bill to the Council and desire their concurrence thereto.

Mr. Palmer moved for leave to bring in a Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province.

Leave granted.

The said Bill being brought in was read a first and second times.

On motion of Mr. Partelow,

The House went into Committee of the whole on a Bill for establishing a Tender in all payments to be made in this Province, and for repealing all the Acts now in force relating to the same.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration, and agreed to the same under the title of—

A Bill to repeal the several Acts now in force for establishing a Legal Tender in all payments to be made in this Province, and to make other provisions in lieu thereof.

Ordered, That the Report be accepted and the Bill engrossed under the amended title.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill to revive and amend the Acts relating to Parish Schools.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made an amendment thereto, and then agreed to the said Bill, under the title of—

A Bill to revive and continue the Acts relating to Parish Schools.

Ordered, That the Report be accepted, and the Bill engrossed as amended, under the amended title.

Mr. Allen, from the Committee appointed on the 4th day of February last, to take under consideration a Petition from Thomas E. Perley, praying relief in consequence of losses sustained by reason of the purchase of a Tract of Crown Land, and to which Committee were referred various other Petitions of a similar prayer, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom it was referred to examine and Report upon the several Petitions of Thomas E. Perley, William Todd, Junior, Christopher C. Bradbury, Schuyler P. Frink and Josephus Moore, praying for relief in the purchase of certain Crown Lands; having had the same under their consideration, beg to submit the following Report: “Numerous

"Numerous tracts of Land, varying in extent from 500 to 20,000 acres each, were sold between January, 1833, and December, 1837, on a number of which Balances are still due: in some cases Judgments have been obtained against the Purchasers, and Extents issued; in some, actions are still pending, and in many instances proceedings have not yet been instituted. The relinquishment of the claims of the Province for the purchase money due on those purchases will involve the relinquishment of a large sum which appears due, and which, if available, would be of material service in the present embarrassed state of the Finances; but your Committee are of opinion, that a large portion of these claims can never be recovered; that such portions as may ultimately be realized will be the cause of much distress, not only to the original purchasers, but to many others who have in the course of business become the purchasers of Real Estate from them, not knowing, and not having the means of knowing, that Crown Bonds were hanging over them. The various prosecutions which will take place, if payment be insisted upon, will occasion heavy Law expenses, which the Province will in some cases be obliged to pay, and which will in many others swallow up the receipts, thus ruining individuals without benefiting the Country.

"With this view of the case, and also taking into consideration that the purchases were made during a time of great excitement, and that large payments have been made upon them, your Committee recommend, that purchasers of tracts of Land exceeding 500 acres, since the 1st January, 1833, who have only paid a portion of their purchase money, be allowed to have Land at the price of their original purchases to the extent of their several payments; the same to be laid off at their expense, under the direction of the Surveyor General, in such manner as to give them no more than a fair proportion of frontage and other advantages, and under the following conditions, viz:—

"Each purchaser must furnish an attested statement of the quantity of Timber or Lumber cut upon the Land by or for him, or with his sanction or knowledge since the date of his purchase, and pay Stumpage at the usual rates on a quantity proportioned to the quantity of Land resumed by the Government; and he must likewise pay all legal costs and all expenses consequent upon the re-investment of the Land in the Crown, in cases where actions have been commenced or where the Land has been granted.

"Your Committee also recommend a deduction of twenty per cent. from the prices at which the said Lands were originally sold, without interest; and that it be left to the option of the Petitioners respectively, either to take Land as above, or to pay up arrearages which may be due after making the above deduction; and also, all Timber Duties, if any, which may have been paid by Petitioners since their respective purchases, and that one and two years be allowed to make such payments, without interest.

"From information obtained by your Committee, they have good reason for believing that the interests of the Crown will not be compromised by the substance of this Report being adopted by the Provincial Government.

"The Committee also Report, they have had under consideration the Petition of Thomas Smith, and recommend that a grant, without further charge, pass to the said Smith, of eighty acres of Land, in King's County, being parcel of 200 acres applied for by him about the year 1835, and towards the purchase money and survey of which the said Smith has paid £12 12 6; the residue of the said 200 acres, and the best part thereof, has been granted to one Lawrence Cullingham.

"The Committee also further Report, that they have had under consideration the Petition of A. S. Carman, praying relief from sundry Prosecutions instituted against him by Her Majesty's Attorney General. They recommend that Mr. Carman be relieved from the whole of said actions, upon the payment of Duty on 1819 tons of Timber, at 2s., amounting to £181 18s., together with the costs already incurred.

"Respectfully submitted.

"JOHN ALLEN,
GEORGE S. HILL,
ALEX. RANKIN,
DAVID WARK,
THOMAS GILBERT.

"Committee Room, 1st April, 1843."

Ordered, That the Report be accepted.

Mr.

ot

Mr. Wilmot, from the Committee appointed on the 31st day of January last, to take under consideration all matters in any way affecting the Agricultural interests of the Province, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Select Committee to whom were referred all matters affecting the Agricultural interests of the Province, Report:

“The Committee have had before them Reports from several Societies, and by right give precedence to that of the Charlotte County Society, being their Twenty Third Annual Report. Among other observations in this interesting document, it is said—“The bounty on Lime has induced Members to try it as a manure, and wherever it has been applied on Land sufficiently drained, the benefit has been obvious, and in several instances the yield of crop, particularly of Wheat, has been extraordinary; and the Board feel warranted in remarking that in the immediate vicinity of the Town, one acre thus treated produced 50 bushels of good Wheat, weighing 59lbs. per bushel, a yield it is presumed seldom exceeded in any Country. The utmost care and judgment however must be exercised in the application of this expensive article as a manure, and it must not be lost sight of that thorough draining is indispensable.”

“The Report of this Society is accompanied by an Account shewing a balance in hand of £167 10s., exclusive of the Legislative Grant for the past year.

“The Report of the Charlotte Society proves that activity and enterprise prevail among its Members. Among other things it is remarked in this Report—“Your Committee congratulate the Society on the generally fine crops which, under the blessing of Divine Providence, have been harvested during the present season, and are believed to equal, if not exceed, those of any former year. Although the Wheat in some sections of the County has been partially cut off by the weevil, and injured by the rust, yet from the quantity sown being much larger than usual, the crop may be regarded as an average one. Oats and Buckwheat are abundant, and Potatoes promise a rich return. The highest encouragement is thus afforded for continued industry and perseverance.”

“The sum of £40 was appropriated by this Society during the past year for premiums on Stock, Produce, and on Agricultural Implements and other Domestic Manufactures.

“The Report of the Northumberland Society says—“The quantity of Wheat raised in the County during the past season was at least twice as great as that produced in any preceding year. The Oat crop also was abundant, and the quality good; and from the superior description of Mills lately erected, the quality both of Flour and Oatmeal produced in Miramichi, has been quite equal to any thing imported either from Canada or Britain. The return of Potatoes last year was very abundant, and amply sufficient to supply the wants of the County. The Committee feel warranted in saying that a marked impulse has been given to Agricultural pursuits in this section of the Province by the operations of this Society, and they humbly hope that the Legislature will continue and even increase that patronage to it and kindred institutions, which may enable them further to promote the great ends they have in view, and that the day may come when New Brunswick may be enabled to raise provisions sufficient to supply the wants of its population;—then, and not till then, can we expect the Colony to attain any thing like substantial prosperity and independence.”

“The Sunbury Society have submitted a Report, which indicates an increasing interest in that County.

“The Report says that—“The Black Sea Wheat is reported to be free from rust, and from the weevil so much complained of in these parts. The crops throughout the Country are reported to be more than an average, excepting the Hay, which is generally allowed to be less on the upland.”

“This Report also contains the following judicious observations:—“Much remains still to be effected in removing prejudice and producing reform. There are still allotments of Land containing 500 acres each, which have been settled or occupied from 50 to 70 years, which have not yet 30 acres cultivated, although in the centre of the Province, and bounded on the beautiful River Saint John, within ten miles of Fredericton. Thousands of acres of valuable alluvial in this County are still unreclaimed, and there are many acres of old worn out meadow land which has been annually mown in the summer and pastured in the fall for more than 50 years, without

ever

ever having been ploughed in that time, and which, although naturally of a superior soil, now produces but a light crop; and we still see the barn-yard drained across the highway into the River, to the great annoyance of the Traveller and loss to the owner."

"We have also before us the Report of the Kent Society, which is in a prosperous condition. This Report says—"Preparations were made last Spring throughout the County, to bring a much larger quantity of ground under cultivation than in any previous year, and in most instances the expectations of the Farmers have been fully realized."

"The best Wheat exhibited at the last Show weighed 70 pounds per bushel, Barley 56 pounds, and Oats 48 pounds; which prove the capabilities of this County for growing the different kinds of grain.

"The York County Society has continued its operation with success during the year. This Society imported during the past Summer from England, 9 Rams of the Dishley and Leicestershire breeds; and these fine animals have been distributed among the different Parishes for the use of Members of Society only. With due care in rearing and feeding the produce, incalculable benefits will soon be derived from this importation. The sum of £46 was appropriated by this Society during the past year in premiums.

"The Committee regret that they have not received a Report from the Gloucester Society, of whose operations they have had a very favorable account. They have seen a letter from the Agent of this Society in Scotland, from which they make the following extract respecting manures:—"With one cwt. Guana, six bushels fine crushed bones, and 15 cart loads common manure, applied to the Scots acre, I have got a very fine crop of Swedish Turnips, much superior to the old system of Farm-yard manure being applied alone. I find from experience that green crops, indeed all sorts of crops, are much superior where different sorts of manure are applied at the same time. From those few experiments tried, the application of such manures as Guana, Sulphate of Ammonia, Nitrate of Soda, &c. &c. &c., to the blade of the plant instead of the root, appears to act as a charm. Those manures, if they may go under that term, must be applied when there is plenty of moisture upon the plant; if applied in any weather they have not the same effect. It appears from our Chemical authors that the blades of plants are the great medium of inhaling those gases which give nourishment, more so than the roots. We expect to get much information from our humbled neighbours, the Chinese, on this subject; that people being in the habit of manuring their crops after they are grown to a certain extent."

"From the general commercial embarrassment prevailing throughout the Province, and the number of Traders, Mechanics' and Town Labourers consequently thrown out of their ordinary employment, an increased disposition to cultivate the soil has shewn itself throughout the Province, and from the extensive preparations which were made during the last Autumn for the agricultural operations of the ensuing season, the Committee have every reason to hope, that, under the blessing of Providence, the most beneficial results will be experienced during the present year.

"The Committee would recommend to the several Societies to expend such sums as may be drawn by them from the Treasury during this year in the importation of improved breeds of Stock.

"From the information before the Committee, they are unanimously of opinion, that the usual appropriation should be made in support of Agricultural Societies at a reduction of 25 per cent.

"The Committee are however of opinion, that a Resolution should be adopted by the House, declaring that no Warrant should issue in future for any sum under the conditional appropriation of the Assembly, until an Account Current of the Society, for whom the application may be made, for the then past year, attested by the Treasurer, is first laid before the Executive.

"Respectfully submitted.

"L. A. WILMOT, *Chairman*.
ALEX. RANKIN,
DAVID WARK,
CHARLES PERLEY,
JOHN JORDAN,
THOMAS GILBERT,
JOHN SMITH,
W. S. BARKER,
S. FREEZE.

"Committee Room, 30th March, 1843."

Ordered, That the Report be accepted.

On

On motion of Mr. Scoullar,

The House went into Committee of the whole under the adjourned proceedings of yesterday, and resumed the further consideration of Supplies to be granted for the Public Service.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matters referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow:—

Resolved, That there be granted

To John Kerr and Company, of Saint John, the sum of £19 3 1 to reimburse them for Duties paid on Tobacco destroyed at the Great Fire in 1841, in Her Majesty's Ware House.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum £—— to provide for the expense of Protecting and Collecting the Provincial Revenue for the current year.

Upon the question that the blank be filled up with the sum of £1,500, the Committee divided as follows:—

YEAS.

The Hon. Mr. Speaker,
Mr. Partelow,
Hanington,
S. Earle,
Alexandre,
Jordan,
Hazen,
Street,
Payne,
Wark,
Thomson,
Fisher,
Allen.

NAYS.

Mr. Rankin,
Palmer,
Stewart,
Smith,
Connell,
Freeze,
Gilbert,
Brown,
Boyd,
Hill,
J. Earle.

And it was thereupon carried in the affirmative, and the said blank filled up with that sum.

To David S. Kerr the sum of £—— towards expenses incurred by him in reporting and printing the Decisions of the Supreme Court.

Upon the question for sustaining this Resolution, the Committee divided as follows:—

YEAS.

The Hon. Mr. Speaker,
Mr. Scoullar,
Stewart,
Partelow,
End,
Wilmot,
Jordan,
Fisher,
Payne,
Gilbert,
Wark,
Hazen,
Brown,
Boyd,
Rankin,
Taylor.

NAYS.

Mr. Alexandre,
Smith,
Palmer,
Hanington,
Barker,
Connell,
Perley,
Freeze,
J. Earle.

And it was thereupon carried in the affirmative, and the blank filled up with the sum of £75.

To Elizabeth Fairchild, a Schoolmistress in Saint John, the sum of £10 for her services in that capacity.

To

To the Adjutant General of the Militia Forces the sum of £75 for his services for the year 1843.

To Mary Ann Smith, for upwards of forty years a Schoolmistress in Saint John, the sum of £10 for her services in that capacity.

To Deborah Ann Lugin, Widow of the late G. K. Lugin, many years King's Printer in this Province, the sum of £15 to assist her in her present destitute situation.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— to pay the allowance to the Adjutants of the several Battalions of Militia in this Province for the past year, and the further sum of £—— to pay the Serjeant Majors of the same, agreeably to a Law of this Province.

To which an amendment was moved—To expunge the words "agreeably to a Law of this Province," and then add the following:—

"The limited allowance now made being in consequence of two days' drill having been dispensed with by command of His Excellency the last year, by which the services of the Adjutants and Sergeant Majors have been thus much reduced."

Upon the question for adopting the amendment, the Committee divided as follows:—

YEAS.

Mr. Partelow,
Hanington,
Gilbert,
Alexandre,
Smith,
Palmer,
Barker,
Perley,
Freeze,
S. Earle,
Wilmot,
Brown,
Connell.

NAYS.

The Hon. Mr. Speaker,
Mr. Stewart,
Allen,
Jordan,
Scoullar,
Hazen,
Street,
Payne,
Wark,
Thomson,
Boyd,
Rankin,
Hill.

And the division being equal, he had decided in the affirmative.

The question was then taken upon the Resolution as amended, and it was carried in the affirmative.

It was then moved that the first blank be filled up with the sum of £232 10s.

And upon the question, the Committee again divided—

YEAS, 14.

NAYS, 13.

Whereupon it was carried in the affirmative, and the blank filled up with the said sum of £232 10s., and the second blank with the sum of £116 5s.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— to remunerate Humphrey Hayward and John Graves for a balance due them on a Road Contract on the Post Road between Saint John and the Nova Scotia Line.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £750 for the support of the Provincial Penitentiary for the current year, in addition to the sum of £300 provided for by Law.

To the Province Treasurer the sum of £162 19 1, being amount expended for contingencies of Office for the past year.

To the Province Treasurer the sum of £50 to reimburse him for extra Clerk hire in his Office the past year.

To the Province Treasurer the sum of £—— to reimburse him for travelling charges on public business the past year.

Upon the question for sustaining this Resolution, the Committee divided as follows:—

YEAS.
The Hon. Mr. Speaker,
Mr. Rankin,
Wilmot,
Wark,
Fisher,
Freeze,
Payne,
Hazen,
Street,
Partelow,
Hanington,
Stewart,
Jordan,
Taylor.

NAYS.
Mr. Allen,
Palmer,
S. Earle,
Gilbert,
Smith,
Alexandre,
End,
Perley,
Thomson,
Brown,
Boyd,
Hill,
Connell.

And it was thereupon carried in the affirmative, and the blank filled up with the sum of £41 5s.

To David W. Jack the sum of £5 10s. for Guaging and Weighing at Saint Andrews the past year.

To James Gourlie the sum of £22 2s. for Guaging and Weighing at Miramichi the past year.

To a Commissioner to be appointed by His Excellency the Lieutenant Governor, a sum not exceeding £30 to be applied in painting the Roof of the Province Hall

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, not exceeding the following sums for the support and encouragement of Agricultural Societies in the respective Counties the present year, viz :—

Restigouche,.....	£75	Northumberland,.....	£75
Westmorland,.....	75	Saint John,.....	75
Queens,.....	75	York,.....	75
Gloucester,.....	75	Kent,	75
Kings,.....	75	Charlotte,.....	75
Sunbury,.....	75	Carleton,.....	75

which sums, or aliquot portions thereof, shall be paid to the order of the Presidents of the respective Agricultural Societies, when it shall be certified to His Excellency that any portion of the inhabitants of any one of the said Counties have subscribed and paid during the present year, a sum equal to one half of the respective sums above mentioned, or the said aliquot portions thereof, for the support of Agriculture ; which sums so paid shall be accounted for to the Legislature ; provided always, that in such Counties in which District Agricultural Societies are found, embracing one or more Parishes only, it shall and may be lawful for His Excellency to apportion the amounts so to be granted to those Counties among the said District Societies ; and further provided, that no Warrant do issue for such sums, or any parts thereof, until an Account Current for the past year of the Society for whose benefit such application may be made, duly attested by the Treasurer, be first laid before His Excellency the Lieutenant Governor or Administrator of the Government for the time being, to be laid before the Legislature at its next meeting.

And the Chairman further reported, that he was directed to ask leave to sit again.

Ordered, That the Report be accepted, the Resolutions engrossed, and leave to sit again granted ; and

On motion of Mr. Partelow ; further

Ordered, That the House do on Monday next, the 3rd day of April instant, go into Committee of the whole in further consideration of Supplies to be granted for the Public Service.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to

The Bill to amend an Act, intituled “ An Act to provide for the collection of the Revenue of this Province :” and

The Bill to amend the Law relating to the Practice in the Inferior Courts of Common Pleas, and render the same uniform in the several Counties :

Without making any amendment thereto.

And

And he further informed the House that the Council had also agreed to

The Resolutions of Appropriation dated the 28th and 30th days of March instant, with the exception of the following grants :—

“ To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, for improving the navigation of the Grand Lake, by the removal of a Bar at the entrance of the Jemseg, a sum not exceeding £300 for the completion of that object ; provided that no Warrant shall issue for the above sum until a report of the work done by the Machine, and a particular account of the expenditure, to the satisfaction of the Executive Government, shall be had :

“ To the Trustees of Schools of the Parish of Waterborough the sum of £20 to be applied to the use of the School in the Foster Settlement taught by William Tabb in the year 1842 :

“ To the Trustees of Schools for the Parish of Fredericton, the sum of £20 to be paid to John Phelan for teaching a School in the Parish of Fredericton, for the year 1842 : and

“ The several Resolutions of Appropriation for the several Bye Roads in the following Counties, viz :—

Gloucester,	Saint John,	Westmorland,
Kings,	Restigouche,	Northumberland,
Queens,	Charlotte,	Sunbury,
Carleton :		

“ To Edmund Ward the sum of £100 for reporting the Debates of the present Session : and

“ To Henry P. Sancton the sum of £75 for reporting and publishing the Debates of the present Session ;”

In which the Legislative Council do not concur.

Mr. Wilmot, from the Committee appointed on the 7th day of March last, to take under consideration various documents which were communicated to the House on the 14th day of February by Message, relative to an exchange of Lands in Fredericton with the Ordnance Department ; and to which Committee was referred a Petition from Joseph Gaynor and others, upon the same subject,—submitted their Report ; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows :—

“ The Select Committee to whom were referred the Message of His Excellency the Lieutenant Governor of the 14th February last, on the subject of the proposed exchange of Lands in the Town of Fredericton with the Ordnance Department, with the several documents accompanying the same, having attended to the duty imposed upon them, beg leave to Report :

“ The subject of the Lands in question has caused frequent agitations among the inhabitants of Fredericton, and it is to be regretted that an amicable arrangement has not yet been made.

“ The Committee having examined the Petition of Joseph Gaynor and 152 others, Freeholders and Inhabitants of Fredericton, against the proposed exchange, unless to a limited extent, are strongly impressed with the allegations therein set forth.

“ It appears that the Ordnance Department lays claim to six Town Lots in the centre of the Town, and to part of a Block between Queen Street and the River, and bounded on Westmorland Street, which have not been used for several years for any Military purposes whatsoever ; and so far as your Committee have learned, these Lands are not required for Ordnance purposes, and as the title still remains in the Crown, and the Lands are much required for the use and improvement of the Town, the Committee hope that the Lots above specified will be secured for the Town ; and in consideration of the Ordnance Department relinquishing their claim thereto, the Committee would recommend that a Grant be passed from the Crown to the Department of the two Blocks comprising the grounds at present occupied by the Barracks, Hospital, Parade Grounds and Fuel Yard, extending the same up to the West Line of Campbell Street.

“ The Committee are well advised that the old Sheds on the Crown Block and part of the Fuel Yard, to the extent of seventy feet and upwards, are upon the Public Land, and that these incumbrances have lately been presented by a Grand Jury of the County of York as a nuisance.

“ The

"The large proportion of Lands above proposed to be granted to the Ordnance in the heart of the Town, and the present determination of the inhabitants not to consent under any consideration to the closing up of that part of Carleton Street which divides the Barrack Yard, will, we hope, induce the Ordnance to come to an equitable arrangement.

"The Committee regret that the claims of the Ordnance Department to Lands, which since 1825 have not been used for any Military purposes, and to which the most elaborate and ingenious arguments have failed, in your Committee's opinion, to shew a legal title, should have so materially obstructed the improvement of the Town.

"Respectfully submitted.

"WILLIAM END,
L. A. WILMOT.

"Committee Room, 31st March, 1843."

Ordered, That the Report be accepted.

Mr. Wilmot moved for leave to bring in a Bill to amend an Act, intituled "An Act to establish a Provincial House of Correction."

The Order of the House, limiting the time for bringing in Bills, being in this instance dispensed with, leave was granted; and

The said Bill being brought in was read a first and second times.

On motion of Mr. Boyd,

Resolved, That the several Reports and Statements on the Expenditure of all sums of monies for Great Roads, Bye Roads, and Special Grants, be referred to the Committee on Public Accounts, to report thereon to the House.

Upon the question for sustaining the Resolution, the House divided—

YEAS, 13.

NAYS, 11.

Whereupon it was carried in the affirmative.

Mr. Fisher, from the Committee appointed on the 7th day of March last, to take under consideration the various documents which were communicated on the 14th day of February, by command of His Excellency the Lieutenant Governor, under an Address of the House, relative to a Grant of Land to Captain H. H. Carmichael, for his Military services, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

"The Committee to whom was referred the Message of His Excellency the Lieutenant Governor with the several Petitions of Captain Carmichael, praying a free grant of Land, accompanied by sundry other documents connected therewith, having attended to that duty, Report:

"That in January, 1841, Captain Carmichael, then Paymaster on full pay and in actual service of Her Majesty's 36th Regiment of Foot, (with which Regiment that gentleman is still serving, as your Committee believe, in Ireland,) petitioned the then Lieutenant Governor, Sir John Harvey, setting forth 'that in the year 1818, he became entitled, under the then existing regulations, to a grant of wilderness land, as a reduced officer of the late 104th Regiment—that a location was accordingly made to him of 800 acres on the River Saint John, described as lots Nos. 94 to 100 inclusive, in the Parish of Perth, County of Carleton—that he never took possession of the said allotment, and prayed that he might be permitted to relinquish all claim thereto, and obtain a grant of the same quantity of Land in such situation as he might thereafter point out.'—This Petition is on file in the Crown Land Office, and by an indorsement thereon, it appears, that by the return of Deputy Surveyor Morehouse, in 1817, the Lands therein mentioned had been surveyed for the Petitioner, that no Patent had issued, and that they remained still vacant and ungranted. It further appears, that in Council on the 2nd day of January, 1841, it was 'ordered, that on the Petitioner making a selection, and preferring a Petition, his case should be favorably considered.'

"This order, your Committee are of opinion, was neither authorized by the existing Law, nor justified by the facts of the case. If the lapse of twenty four years was not considered sufficient to extinguish the Petitioner's claim to the Land in question, as a private individual; and if, although an officer serving with his Regiment, on full pay, he was deemed entitled to a boon, expressly limited to retired officers only, those Lands and those only should have been granted to him.—It further appears, that in January, 1843,

1843, the Petitioner, availing himself of the favorable consideration held out to him by the above Order in Council, signified by a Petition signed by 'W. H. Kepple, Esquire, Agent for H. H. Carmichael,' (but whose authority as such does not appear) that he had made a selection of nine lots of Land in the Allandale Settlement, in the County of York. This Petition was approved of in Council on the 20th of January, 1843, the following Order having been then made:—'In Committee of Council, 25th January, 1843. H. H. Carmichael prays that he may receive a grant of 800 acres of Land in Allandale, for his Military services. Recommended on payment of expenses incurred for Survey;—and your Committee have ascertained that the Patent is actually in progress.

"Viewing the Petitioner's claim in the most favorable light, it should have been strictly confined to the original allotment. But while your Committee might approve of any legal measure by which this Colony could secure the actual settlement of retired Military Officers, they cannot avoid coming to the unanimous conclusion, that the Council must have resolved upon this case without due consideration, and in the hurry of business, approved of a measure unsustained by Law, which cannot result in the actual settlement of the Country, but will rather obstruct its progress, by adding to the number of unimproving proprietors.

"Under these circumstances, your Committee recommend that an humble Address should be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to rescind the Order for issuing the grant in question.

"CHARLES FISHER,
WILLIAM END,
CHARLES PERLEY.

"Committee Room, April 1, 1843."

Ordered, That the Report be accepted.

The House adjourned until Monday morning next at 10 o'clock.

Monday, 3d April, 1843.

Prayers.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on Saturday the first day of April instant.

Ordered, That Mr. Palmer take the said Resolutions to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to repeal the several Acts now in force for establishing a Legal Tender in all payments to be made in this Province, and to make other provisions in lieu thereof.

Resolved, That the Bill do pass.

Ordered, That Mr. Partelow take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to revive and continue the Acts relating to Parish Schools.

Resolved, That the Bill do pass.

Ordered, That Mr. Wilmot take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Hazen,

The House again went into Committee of the whole on a Bill in addition to and in amendment of the Law of Bankruptcy.

Mr. Fisher in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill again under their consideration had made amendments thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. Street,

The House went into Committee of the whole on a Bill relating to the appointment of Special Constables.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Street,

The House went into Committee of the whole on the Draft Address to Her Majesty the Queen, on the subject of Duty on Pitch Pine Timber and Broken Stowage, and which was reported to the House on the 30th day of March last, by the Committee on the Petition of John Pollok, as Vice President of the Chamber of Commerce for the City of Saint John.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Draft Address referred to them under their consideration, had passed the following Resolution:—

“Resolved, As the opinion of this Committee, That although the objects sought to be attained by the Address to Her Majesty now under consideration, would be of great importance to the Shipping Interests of this Province, the House cannot entertain the hope, after recent declarations of Her Majesty's Ministers in the House of Commons, that the Customs' Duties Act, passed at the last Session of the Imperial Parliament, will be so far departed from, and that therefore it would be inexpedient to adopt the Address.”

Ordered, That the Report be accepted, and the Resolution, as reported from the Committee, adopted by the House.

On motion of Mr. Palmer,

The House went into Committee of the whole on a Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. End,

Whereas this House has always exercised its undoubted right of examining and auditing the Public Accounts of the Province: And whereas by the system recently introduced such Accounts undergo the Supervision of the Auditor General of the Queen's Casual Revenue, and the audit of that Officer is laid before the House: And whereas, in the opinion of this House, such Supervision should not supersede the labours of the Committee of the House of Assembly; and should not be adopted without the audit of such Committee, whose investigations heretofore have always given entire satisfaction; therefore

Resolved, That the Committee of Public Accounts do continue their audit as usual, upon the Public Expenditures, and this House will make such provision therefor to the Chairman of such Committee, as will, in its opinion, be a compensation for such services.

When the Honorable Mr. Simonds moved the Previous Question—

That the question upon the Resolution be now put.

And upon the question, the House divided as follows:—

YEAS.

Mr. Stewart,
Taylor,
Hanington,
Brown,
Allen,
End,
Jordan.

NAYS.

The Hon. Mr. Simonds,
Mr. Hill,
Boyd,
Wark,
Fisher,
Wilmot,
Gilbert,
Connell,
Freeze,
Perley,
Payne,
Hazen,
Partelow,
Smith,
Street,
Palmer,
S. Earle.

And so it was decided in the negative.

On motion of Mr. Fisher,

Resolved, That the sum of Five hundred pounds is an ample remuneration for the Auditor General and Clerk to Audit the Accounts of the Receipts and Expenditures of all the Revenues raised in the Province, and that the faithful performance of the duties of that Department should not supersede the rigid Supervision of such Audit, and the careful investigation of the Accounts, by a Committee of this House, in the manner heretofore accustomed.

And upon the question for sustaining this Resolution, the House divided as follows :—

YEAS.

Mr. Fisher,
Wilmot,
Partelow,
Hanington,
Jordan,
Hazen,
Street,
Botsford,
End,
Smith,
S. Earle,
Stewart,
Palmer,
Payne,
Perley,
Freeze,
Gilbert,
Connell,
Wark,
Brown,
Hill.

NAYS.

The Hon. Mr. Simonds,
Mr. Taylor,
Boyd,

Whereupon it was carried in the affirmative.

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Various Accounts and Vouchers of Expenditures of the Public Monies as reported upon by the Auditor General, for the following services, viz :—

Supervisors of Great Roads :

Commissioners for Bye Roads :

Commissioners for expending certain special Grants.

And

And he also, by command of His Excellency, laid before the House—

Account from the Board of Health for the City and County of Saint John, of Expenditures made by that Board for the year ending April, 1842.

On motion of Mr. Hanington,

Ordered, That the several Accounts for Road Expenditures and Special Grants, now communicated to the House, be referred to the Committée on Public Accounts, to report thereon; and

On motion of Mr. Hazen,

Ordered, That the Account for the Expenditures made by the Board of Health for the City and County of Saint John, be referred to the Committee of Supply.

On motion of Mr. Partelow,

That the House proceed to the Order of the Day, to go into Committee of the whole in further consideration of Supplies to be granted for the Public Service,—

The Order of the Day being read, the House according thereto, resolved itself into said Committee.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the business referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow :—

Resolved, That there be granted

To the Justices of the Peace of the City and County of Saint John, the sum of £1,227 1 10 to reimburse the Overseers of the Poor for 1842, the amount advanced by them for the support and relief of sick, distressed and indigent Emigrants the past year; also the sum of £75 to provide for the services of George Matthew, Superintendent and one of the said Overseers; and £50 to Dr. Peters the Medical attendant; the same to be taken from the Emigrant Fund.

To the Justices of the Peace of the City and County of Saint John, the sum of £146 4s. to reimburse the Overseers of the Poor for the Parish of Portland, in part for advances made towards the support and relief of sick, indigent and distressed Emigrants for 1842, including Medical attendance; the same to be taken from the Emigrant Fund.

To the Commissioners of the Alms House and Overseers of the Poor of the Parish of Saint Andrews, the sum of £—— to reimburse them in part for advances in 1842, for similar purposes, including Medical attendance and Superintendent; the same to be taken from the Emigrant Fund.

And upon the question, that the blank be filled up with the sum of £440 16 6 the Committee divided as follows :—

YEAS.

The Hon. Mr. Speaker,
Mr. Palmer,
Taylor,
Smith,
End,
Gilbert,
Stewart,
Partelow,
Allen,
Jordan,
Street,
Payne,
Hanington,
Freeze,
S. Earle,
Wark,
Alexandre.

NAYS.

Mr. Connell,
Perley,
Fisher,
Hazen,
Wilmot,
Thomson,
Brown,
Boyd,
Rankin,
Hill.

Whereupon it was carried in the affirmative, and the blank filled up with the said sum of £440 16 6.

To

To the Overseers of the Poor for the Parish of Saint Stephen, the sum £81 15s. to reimburse them in part for similar advances, including Medical attendance ; the same to be taken from the Emigrant Fund.

To the Justices of the Peace of the County of Northumberland, the sum of £117 11 4 to reimburse them in part for expenses incurred in relief of sick and indigent Emigrants ; the same to be taken from the Emigrant Fund.

To the Overseers of the Poor of the Parish of Dalhousie, County of Restigouche, the sum of £8 15s. to reimburse them in part for similar advances ; the same to be taken from the Emigrant Fund.

To the Commissioners of the Alms House in the County of York, the sum of £100 to reimburse them in part for similar advances, this to include the claim of Dr. Woodforde ; the same to be taken from the Emigrant Fund.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— for paying a Courier between Gagetown and Nerepis.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— to be paid to Nathaniel Hubbard, Esquire, Supervisor, to enable him to pay sundry balances from him due to Contractors.

Upon the question for sustaining this Resolution, it was decided in the negative.

To the Honorable the Solicitor General the sum of £—— for his services in prosecuting Criminals and drafting Bills, as stated in his Accounts laid before the House.

Upon the question for sustaining this Resolution, it was decided in the negative.

To Timothy Kehoe the sum of £15 for attending the Draw in the Oromocto Bridge the past year to the 31st December last ; and further resolved, that the expense of the Draw in future should be defrayed by Vessels and Boats passing through the said Bridge.

To Miss Asenath Moore, of Saint David, in the County of Charlotte, the sum of £10 for teaching a School in said Parish for six months ending on the 15th day of December, 1842.

To Edmund Ward the sum of £44 13s., being amount of his Account for publishing sundry Advertisements from the Crown Land Office in 1842, agreeably to the recommendation of the Select Committee.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £10 to pay James Burpe the balance due him for building a Scow for the Thoroughfare at the Grand Lake.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £65 to rebuild the Bridge across the Kouchibouguac River, in the County of Westmorland.

And the Chairman further reported, that he was directed to ask for leave to sit again to-morrow.

Ordered, That the Report be accepted, the Resolutions engrossed, and that the House do to-morrow go into Committee of the whole and resume the further consideration of Supplies to be granted for the Public Service.

Mr. Wilmot, from the Committee appointed on the 16th day of February last, to prepare an Humble and Dutiful Address to Her Most Gracious Majesty the Queen, to be laid at the Foot of the Throne, upon the subject of the Post Office Establishment in this Province, reported, that they had attended thereto, and prepared a Draft of the said Address, which he was directed to submit to the House.

The Draft Address, reported from the Committee, being then handed in at the Clerk's Table, was there read.

Ordered, That the Report be accepted.

The House adjourned until to-morrow morning at 10 o'clock.

Tuesday, 4th April, 1843.

Prayers.

On motion of Mr. Boyd,

Ordered, That the Clerk be permitted to deliver to him, from the Files of this House, the several documents accompanying the Petition from William Ker, Thomas Turner and John M'Kean, as Trustees of the Estate of the late James Rait, deceased, which was presented to the House on the 20th day of February last.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply yesterday the 3rd day of April instant.

Ordered, That Mr. Barker do take the said Resolutions to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill in addition to and in amendment of the Law of Bankruptcy.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher take the said Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher also take this Bill to the Council and desire their concurrence thereto.

Read a third time as engrossed,

A Bill relating to the appointment of Special Constables.

Resolved, That the Bill do pass.

Ordered, That Mr. Street take the said Bill to the Council and desire their concurrence thereto.

On motion of Mr. Partelow,

The House went into Committee of the whole, under the adjourned proceedings of yesterday, and resumed the further consideration of Supplies to be granted for the Public Service.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the business referred to them again under their consideration, had passed a number of Resolutions; and he having read the same, handed them in at the Clerk's Table, where they were again read, and are as follow :—

Resolved, That there be granted

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— to pay William Morrison the balance due him for his services as Courier between Pokemouche and Miramichi, for the year ending 1st April, 1842.

Upon the question for sustaining this Resolution, it was decided in the negative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £175 to compensate the proprietors of the Steamer Saint George, for having kept up a Communication between Miramichi, Charlotte Town and Pictou, regularly once a week from the 18th August to the 17th November, 1842, a period of three months.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £15 to be paid to Thomas Lanham, a Private of the 69th Regiment, in consideration of having his leg fractured at a fire in Saint John, by which he was incapable further of serving Her Majesty.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— to provide for the ferrying of the Mails at the Jemseg and Washademoak.

To which it was moved as an amendment—To expunge the whole of the above Resolution, and substitute the following :—

Resolved,

Resolved, That under the present state of the Post Office Department in this Province, it is deemed inadvisable to make provision for any such service from the Provincial Treasury.

And upon the question for the amendment, it was carried in the affirmative.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £250 to be applied in relieving sick, aged and distressed Indians in the Province, and for procuring Seed Grain and Potatoes.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £—— to remunerate William End, Esquire, Queen's Counsel, for conducting several Criminal Prosecutions at Saint John, in November, 1841.

Upon the question for sustaining this Resolution, it was decided in the negative.

To the Clerk of the late Board of Health of the City and County of Saint John, the sum of £80 17 7, being the amount over expended in the year ending March, 1842.

To Ann M'Donald, Widow of the late Surgeon M'Donald, of the Jersey Volunteers, the sum of £10 to relieve her in her present destitute circumstances.

To the Commissioners of Light Houses in the Bay of Fundy, the sum of £200 to be applied by them towards the support of Cape Sable Seal Island Light Houses; and also £100 towards the support of the Light House on Brier Island, in the Province of Nova Scotia, for the year 1843; both to be taken from the Light House Fund.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £503 18s. for expenses incurred in fitting up the Council Chamber, agreeably to an Address of the House of Assembly of the 4th April, 1842.

To the Postmaster at Fredericton the sum of £—— for Postages of the Legislature during the present Session.

To the Clerk of the House of Assembly the sum of £—— for the Contingent Expenses of the present Session.

And the Chairman further reported, that the Committee having finished the business referred to them, it was

Resolved, That the Committee do now rise.

Ordered, That the Report be accepted and the Resolutions engrossed.

On motion of Mr. Taylor,

Whereas it is expedient that every encouragement should be afforded to the manufacture of sawed Lumber for exportation from this Province: And whereas a reduction in the amount at present charged by the Government for Stumpage on Saw Logs will not only materially relieve this important branch of the Trade, but increase the Revenues of the Country; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to order a reduction on the Stumpage of the said description of Lumber of fifty per centum, to have immediate effect.

When Mr. Wilmot moved the Previous Question—

That the question upon the Resolution be now put.

And upon the question, it was decided in the negative.

On motion of Mr. Brown,

Ordered, That the Clerk of this House be permitted to deliver over to the Honorable James Allanshaw, from the Files of this House, the several documents which accompanied his Petition presented at the last Session, relative to an investigation into certain Accounts with the Crown Land Office.

Upon the question for passing the foregoing order, it was decided in the negative.

On motion of Mr. Wilmot,

The House went into Committee of the whole on a Bill to amend an Act, intituled "An Act to establish a Provincial House of Correction."

Mr. Taylor in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had made progress therein, and he was directed to ask leave to sit again.

Ordered, That the Report be accepted and leave granted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House, that the Council had agreed to

The Resolutions of Appropriations dated the 31st day of March last, and the 1st day of April instant, with the following exception:—

“To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £232 10s. to pay the allowance to the Adjutants of the several Battalions of Militia in this Province for the past year; and the further sum of £116 5s. to pay the Sergeant Majors of the same; the limited allowance now made being in consequence of two days drill having been dispensed with, by command of His Excellency, the last year, by which the services of the Adjutants and Sergeant Majors have been thus much reduced;”

In which the Legislative Council do not concur.

Mr. End, from the Committee appointed on the 17th day of February last, to take into consideration the subject of claims of British Consuls for sums advanced towards the relief of British Seamen, and to which Committee was referred, by Resolution of the 15th day of March last, a claim by Her Majesty's Consul at Baltimore, for expenses incurred in case of the Mutineers on board the schooner Margaretville, submitted a further Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom was referred the claim for expenses incurred by Her Majesty's Consul at Baltimore, in the case of certain alleged Mutineers belonging to the schooner Margaretville, of Saint John, Report:

“That the Committee cannot recommend that any grant of money should be made on this account. They can by no means admit that the Provincial Funds shall be made liable to the outlays attendant upon every accusation of Mutiny which the Masters of Vessels, belonging to this Province, may think fit to make in Foreign Ports. Your Committee, however, cheerfully adopt the opinion of the Lords Commissioners of the Admiralty, as expressed in the letter of Mr. Bidwell, dated November 12, 1841, viz:—That the Owners of such Vessels be called upon for such expenses.

“Respectfully submitted.

“W. END,
J. ALEXANDRE.

“Committee Room, 4th April, 1843.”

Ordered, That the Report be accepted.

The House adjourned until to-morrow morning at 10 o'clock.

Wednesday, 5th April, 1843.

Prayers.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on Tuesday the 4th day of April instant.

Ordered, That Mr. Jordan do take the said Resolutions to the Council and desire their concurrence thereto.

On motion of Mr. Hill,

Ordered, That the House do to-morrow go into Committee of the whole in further consideration of the State of the Province.

On motion of Mr. Palmer,

The House went into Committee of the whole on a Bill to appropriate a part of the Public Revenue for the Services therein mentioned.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, they had made progress therein, and he was directed to ask for leave to sit again.

Ordered, That the Report be accepted and leave granted.

On motion of Mr. Palmer,

The House again went into Committee of the whole on a Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province. Mr.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their further consideration had agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Partelow,

Whereas by an Act made and passed in the ninth year of the Reign of His Majesty King George the Fourth, intituled "An Act to alter and amend the Laws now in force for the regulation of the Militia," the Commander in Chief for the time being is authorized to dispense with all or any part of the duties imposed upon the inhabitants of the Province under and by virtue of the Laws in force for the organization and regulation of the Militia, whenever he may in his discretion think proper so to do; and also to fix and limit the allowance to be made to the Adjutants and Sergeant Majors, in proportion to the duty they may have to perform, not however to exceed the sums granted by the said Laws: And whereas His Excellency, in pursuance of such authority, has been pleased to dispense, during the past year, with two days' drill of the Militia, by which the duties of the said Adjutants and Sergeant Majors have been greatly reduced; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased so to fix and limit the allowance to be made to the said Adjutants and Sergeant Majors for their reduced services the past year, as to His Excellency may seem meet.

Upon the question for adopting the foregoing Resolution for an Address to His Excellency, the House divided—

YEAS, 14.

NAYS, 10.

And so it was carried in the affirmative.

Ordered, That Mr. Partelow, Mr. Fisher and Mr. Hanington be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Taylor,

Resolved, That the House do now go into Committee of the whole on a Bill relating to the management of Prisons in the Province.

To which Mr. Partelow moved as an amendment—To expunge the word "now," and insert the words "this day three months."

And upon the question for the amendment, it was carried in the affirmative, and the Bill accordingly postponed for three months.

On motion of Mr. Hanington,

Resolved, That the House do now go into Committee of the whole on a Bill to amend an Act, intituled "An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province."

To which Mr. Partelow moved as an amendment—To expunge the word "now," and insert the words "this day three months."

And upon the question for the amendment, it was carried in the affirmative, and the Bill accordingly postponed for three months.

On motion of Mr. Wilmot,

Resolved, That the House do now go into Committee of the whole in further consideration of a Bill to amend an Act, intituled "An Act to establish a Provincial House of Correction."

To which the Honorable Mr. Simonds moved as an amendment—To expunge the word "now," and insert the words "at the next Session of the Legislature."

And upon the question for the amendment, the House divided—

YEAS, 13.

NAYS, 10.

Whereupon it was carried in the affirmative, and the further consideration of the Bill accordingly postponed until the next Session.

On motion of Mr. Payne,

The House again went into Committee of the whole on a Bill to provide for the management and support of a Temporary Provincial Lunatic Asylum established at Saint John.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr.

The Chairman reported, that the Committee having the Bill referred to them under their further consideration, had passed the following Resolution:—

“Resolved, That the further consideration of the said Bill be postponed for three months.”

Ordered, That the Report be accepted.

On motion of Mr. Wilmot,

The House went into Committee of the whole on the Draft Address to Her Most Gracious Majesty the Queen, upon the subject of the Post Office Establishment in this Province, and which was reported by the Select Committee on the 3rd instant.

Mr. Hazen in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having gone into consideration of the Draft Address referred to them, had unanimously agreed to the same.

Ordered, That the Report be accepted and the Address engrossed.

On motion of Mr. Partelow,

Whereas the Temporary Provincial Lunatic Asylum established in the City of Saint John, has hitherto been under the control and superintendence of the Justices of the Peace of the said City and County, and funds have from time to time been advanced by the Overseers of the Poor by them appointed, for the support of its inmates, and all expenses incurred about the Institution, which have been reimbursed by appropriations at each succeeding meeting of the Legislature: And whereas by the Act for the establishing of an Alms House and Public Infirmary for the City and County of Saint John, which came into operation on the 1st day of April instant, the funds hitherto at the disposal of the Overseers of the Poor will thereafter go into the hands of the Commissioners of the said Alms House and Public Infirmary, appointed under the said Act, who are prevented by the same from applying any portion of them towards the support of the said Asylum: And whereas it is therefore become necessary, in the opinion of this House, to provide for the support of the said Institution prospectively, to ensure its future management to be conducted upon the most economical scale possible; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will appoint one or more Commissioner or Commissioners to superintend and manage the said Asylum, and that His Excellency will advance by Warrant or Warrants on the Treasury, such sum or sums of money as the said Commissioner or Commissioners may from time to time require during the present year for the support of the said Institution, not exceeding in all £750; the first advance to be drawn for, upon an estimate for the three first months expenditure being laid before His Excellency in detail, at the expiration of which, full and detailed Accounts to be furnished His Excellency upon oath, with Vouchers of such expenditure, together with an estimate for the second quarter,—at the expiration of which, and also of the third quarter, similar Accounts to be furnished with Vouchers.

Ordered, That Mr. Partelow, Mr. Wilmot and Mr. Hill be a Committee to wait upon His Excellency with the Address.

Mr. Fisher from the Committee appointed on the 3rd day of February last, to take under consideration the subject of a reduction in the charges upon the Province for the support of the Civil Government, as also that of Fees to Public Officers, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom was referred the subject of the Salaries charged upon the Civil List, have attended to that duty, and report,—An humble Petition to Her Majesty on the subject of the Civil List; and also,—A Bill to abolish certain Fees.

“All which is respectfully submitted.

“CHARLES FISHER,
J. R. PARTELOW,
JAMES BROWN,
R. L. HAZEN,
L. A. WILMOT.

“Committee Room, 4th April, 1843.

Ordered, That the Report be accepted.

The

The Draft Address reported by the Committee, being then handed in at the Clerk's Table, was there read ; and

The Bill to abolish certain Fees—as reported by the Committee, being also handed in at the Clerk's Table, was read a first and second times.

On motion of Mr. Allen,

The House went into Committee of the whole on the Report from the Select Committee on the several Petitions of Thomas E. Perley and others, relative to losses sustained in the purchase of Crown Lands, as well as other transactions with the Crown Land Department, and which was submitted to the House on the 1st day of April instant.

Mr. Boyd in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matter referred to them under their consideration, the following Resolution was first moved :—

Resolved, As the opinion of this Committee, That the principles of the Report of the Select Committee of the 1st of April instant, in reference to the several Petitions of Thomas E. Perley and others, should be adopted by the House.

And upon the question for adopting this Resolution, the Committee divided as follows :—

YEAS.

Mr. Rankin,
Hill,
Brown,
Thomson,
Wark,
Fisher,
Wilmot,
Perley,
Connell,
Taylor,
Allen.

NAYS.

The Hon. Mr. Speaker,
Mr. End,
Scoullar,
Stewart,
Smith,
Botsford,
Hanington,
Partelow,
Palmer,
Jordan,
Street,
Hazen,
Barker,
Freeze,
Gilbert.

Whereupon it was decided in the negative.

That the Committee then passed the following Resolutions :—

1st. *Resolved*, As the opinion of this Committee, That the recommendation of the Select Committee, as regards the Petition of A. S. Carman, praying to be relieved from prosecutions instituted against him, should be adopted by the House, under the terms and conditions stated in the Report.

2nd. *Resolved*, As the opinion of this Committee, That a grant pass to Thomas Smith, to eighty acres of Land in King's County, without further charge, as recommended in the Report of the Select Committee now under consideration.

The Resolutions reported by the Committee being handed in at the Clerk's Table, were then read.

Ordered, That the Report be accepted, and the two Resolutions, as passed in the Committee, adopted by the House.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed the following Bills, viz :—

The Bill to amend several Acts relating to the relief of Old Soldiers of the Revolutionary War, and their Widows :

The Bill for the amendment of the Charter of the City of Saint John : and

The Bill to establish a Register of Freemen of the City of Saint John, in lieu of the Register lately destroyed by fire.

Without making any amendment thereto.

On

On motion of Mr. Freeze,

Whereas John M'Keel was appointed Commissioner in 1841, to expend £15 on a Road from the front road near James Bulyea's, to the cross road in the second tier of lots; and also £10 on the Road from Burke's, in the second tier of lots, to John Froth's: And whereas Isaac Haviland was also appointed to expend £10 on the Road from Thomas Wallis', across the Gore, towards the Crabbe Settlement, all in King's County,—which several amounts were not drawn by the said Commissioners from the Treasury, in consequence of the work not having been performed in that year: And whereas the Roads have since been done to the satisfaction of the said Commissioners, and although the Warrants are in the Treasury, they are unable to obtain the amount of the same, by reason of the delay that has taken place; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct the said several Warrants to be paid to the said Commissioners respectively, to enable them to pay the several Contractors, who have satisfactorily performed the work.

Ordered, That Mr. Freeze, Mr. Perley and Mr. Wark be a Committee to wait upon His Excellency with the Address.

Mr. Street moved for leave to bring in a Bill in amendment of and in addition to an Act, intituled "An Act for imposing Duties for raising a Revenue."

Upon the question for granting leave, the House divided—

YEAS, 13.

NAYS, 11.

And it was thereupon carried in the affirmative, and leave accordingly granted.

The said Bill being then brought in was read a first and second times.

The House adjourned until to-morrow morning at 10 o'clock.

Thursday, 6th April, 1843.

Prayers.

On motion of Mr. Partelow,

Resolved, That the Resolution of yesterday, on the subject of the Lunatic Asylum, be communicated to the Legislative Council, and that their concurrence be requested thereto.

And upon the question for adopting the said Resolution, the House divided—

YEAS, 16.

NAYS, 8.

Whereupon it was carried in the affirmative; and

Ordered, That Mr. Partelow do communicate the same, and request their concurrence.

On motion of Mr. Partelow,

Whereas a grant was made by the Legislature in the year 1840 to His Excellency the then Lieutenant Governor, of £1500, as a Loan to the Disputed Territory Fund, to pay off demands against the same, represented as being very urgent; which amount, by the terms of the said grant, was to be repaid out of the first monies which might come into the hands of the Receiver General from any securities taken for Timber cut upon the said Territory: And whereas a grant was also made in the year 1841 of £3500 to improve the Road from the Great Falls to the Little Falls of the Madawaska, and to build a Bridge at the Grand Falls; and the further sum of £1500 for the same Road, so soon as the amount due from the Disputed Territory Fund is paid over to the Treasurer: And whereas the said sum of £1500 so loaned has not been returned, although a much larger amount has been paid to the Receiver General from such securities since the said Loan was made: And whereas it appears that notwithstanding the condition attached to the grant of £1500 for the Road above mentioned, a Warrant on the Treasurer has been issued, and the amount has been expended on the said Road: And whereas, in the opinion of this House, as such Loan has been made for National purposes, the amount should be refunded to the Treasury; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to adopt such measures as to His Excellency may seem meet, for the repayment to the Province of the amount so advanced, and that when repaid, that the same may be expended on the Great Road leading from the Grand Falls to the Canada Line.

Ordered,

Ordered, That Mr. Partelow, Mr. Taylor and Mr. Connell be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Hill,

Whereas William Todd, Junior, in the year 1837, purchased from the Crown 4,800 acres of Land in the Palfrey Tract, at 6s. 3d. per acre, amounting in the whole to £1500, on which purchase he has paid two instalments amounting to £750: And whereas the said William Todd, by Petition to this House, hath prayed that he may be allowed to complete the purchase at a deduction from the original price to 5s. per acre; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause a grant of the said 4,800 acres to pass to the said William Todd, at the rate of 5s. per acre, including the stumpage paid by him on Timber cut from the same; that one and two years be allowed the said William Todd to pay up the balance, and that no Patent do issue until the same is paid or ample security be given to the satisfaction of His Excellency; the said balance being £450 less the stumpage paid by the Petitioner.

Ordered, That Mr. Hill, Mr. Rankin and Mr. Perley be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Taylor,

Whereas the Committee to whom was referred the Petition of A. S. Carman, praying relief from prosecutions instituted against him by Her Majesty's Attorney General, in their Report presented to this House on the 1st day of April instant, recommend that Mr. Carman be relieved from the whole of the said actions, upon the payment of Duty on 1819 tons of Timber, at two shillings per Ton, amounting to £181 18s. together with the costs already incurred, and which has been adopted by the House; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to order the discontinuance of the said actions upon the payment of the said sum of £181 18s. together with the costs already incurred, agreeably to the Report of the Committee.

Ordered, That Mr. Taylor, Mr. Connell and Mr. Partelow be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Fisher,

The House went into Committee of the whole on a Bill to abolish certain Fees.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

On motion of Mr. Hazen,

Whereas the Select Committee appointed to try the matters of the Petition of John Ambrose Street, Esquire, and others, complaining of an undue election and return of John T. Williston, Esquire, as a Member for the County of Northumberland, having for the reasons set forth in their Report to this House determined the election of the said John T. Williston, Esquire, to be null and void and his seat vacant, and reported the same to this House; and having also in that Report expressed an opinion that time should be given to allay the excitement existing in the said County before a new Writ should issue for the election of a Member in place of the said John T. Williston, Esquire, and that Report having been received by this House;

Resolved, That under the circumstances detailed in the Report of the said Committee, it is deemed expedient that the delay so recommended by the said Committee in issuing a new Writ of Election for the said County should be granted; therefore further

Resolved, That the Speaker do issue his Warrant to the Clerk of the Crown in Chancery for a new Writ to issue to the County of Northumberland, for the election of Member to serve in the General Assembly for the said County, in the place of the said John T. Williston, Esquire, on the twentieth day of June next, or as soon after as can conveniently be done.

On

On motion of Mr. Wilmot,

Resolved, That a Select Committee be appointed to examine into the state of the Provincial Penitentiary during the recess, and to make a full Report thereof at the next Session, specifying the number, names and ages of the Convicts—the crimes for which they are imprisoned—the terms of their imprisonment—from which Counties they have been sent—the description of occupation in which they are engaged—and to what extent the same is of a productive character—the extent of accommodation for Prisoners—and the number of Keepers and Servants, and their respective salaries and wages, and any other information which they may deem of importance.

Ordered, That Mr. Wilmot, Mr. End, Mr. Fisher Mr. Botsford and Mr. Perley do compose the said Committee.

On motion of Mr. Allen,

Whereas it appears by the Petition of Thomas E. Perley, presented to this House, that he hath paid to the Executive Government of this Province the sum of £770 3s. 4d., being two instalments of the purchase of 4,960 acres of Land, purchased at 6s. 2½d. per acre : And whereas it appears that the Crown has resumed the said Land, and disposed of the same to sundry applicants for actual settlement: And whereas the said Thomas E. Perley hath prayed in his said Petition that he may be allowed the said sum of £770 3 4 either in money or in the purchase of other Land ; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to allow the said Thomas E. Perley the said sum of £770 3 4 in the purchase of Land, at the rate of 6s. 2½d. per acre, in such quarter as he may select the same.

To which Mr. Partelow moved the Previous Question—

That the question upon the said Resolution be now put.

And upon the question, the House divided as follows :—

YEAS.

Mr. Allen,
Taylor,
Smith,
J. Earle,
S. Earle,
Scoullar,
Hazen,
Street,
Barker,
Connell,
Perley,
Freeze,
Wilmot,
Fisher,
Botsford,
Wark,
Thomson,
Brown,
Boyd,
Hill,
Rankin,
Hanington.

NAYS.

Mr. Partelow,
Stewart,
End,
Payne.

Whereupon it was carried in the affirmative ; and

The question then taken upon the said Resolution, when the House again divided as follows :—

YEAS.

YEAS.

Mr. Allen,
Taylor,
Smith,
J. Earle,
S. Earle,
Scoullar,
Hazen,
Street,
Barker,
Connell,
Perley,
Freeze,
Wilmot,
Fisher,
Botsford,
Wark,
Thomson,
Brown,
Boyd,
Hill,
Rankin,
Hanington.

NAYS.

Mr. Partelow,
Stewart,
End,
Payne.

And so it was carried in the affirmative.

Ordered, That Mr. Allen, Mr. Brown and Mr. S. Earle be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Partelow,

Whereas this House, in Committee of the whole on the 20th day of March last, passed sundry Resolutions when in consideration of the Reports from the Select Committee, on the various Accounts connected with the Receipts and Expenditures of the Queen's Casual Revenue, which were then adopted by the House: And whereas it is considered necessary that the same should be communicated to His Excellency the Lieutenant Governor; therefore

Resolved, unanimously, That the same be laid before His Excellency, and that an humble Address be presented to His Excellency, praying that His Excellency will be pleased to direct the two several amounts of £105 and £90 16 6, drawn on the gross proceeds of the Queen's Casual Revenue for the Provincial Secretary's Contingencies; also, £30 3 1 for the Adjutant General's Postage; £17 16 3 for the Emigrant Agent's expenses of Office and Contingencies, and £6 8s. for an Express to Saint John, be refunded the said Revenues.

Ordered, That Mr. Partelow, Mr. Fisher and Mr. Hill be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Street,

Resolved, That the House do resolve itself into Committee of the whole on a Bill in amendment of and in addition to an Act, intituled "An Act for imposing Duties for raising a Revenue."

And upon the question, the House divided—

YEAS, 10.

NAYS, 13.

Whereupon it was decided in the negative.

On motion of Mr. Fisher,

The House went into Committee of the whole on the Draft Address to Her Most Gracious Majesty the Queen, upon the subject of a reduction in the charges upon the Province for the support of the Civil Government, and which was reported by the Select Committee yesterday.

Mr. Hazen in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Draft Address referred to them under their consideration had agreed to the same.

Ordered, That the Report be accepted and the Address engrossed.

The

The Honorable Mr. Simonds, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House—

Report from the Auditor General on the Accounts from the Commissioners for Indians :

Account from the Commissioners for examining and auditing the Accounts of Expenses incurred in the erection of the Provincial Penitentiary.

The Honorable Mr. Simonds, also by command of His Excellency, laid before the House—

A Petition from Robert Trenaman, Master of the Provincial Dredging Machine, setting forth the advantages that would result from continuing the operations of the Machine during the current season, in the completion of the opening of the Channel at the entrance of the Grand Lake.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to revive and continue the Acts relating to Parish Schools, Without making any amendment thereto.

And he further informed the House, that the Council had agreed to

The Resolutions of Appropriation dated the 4th day of April instant, with the exception of the following grant:—

“To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of £175 to compensate the Proprietors of the Steamer Saint George, having kept up a communication between Miramichi, Charlotte Town and Pictou regularly once a week, from the 18th day of August to the 17th day of November, a period of three months.”

In which the Legislative Council do not concur.

On motion of Mr. Taylor,

Whereas it appears by the Petition of Christopher C. Bradbury, presented to the House, that in the year 1835 he became the purchaser of 8000 acres of Crown Lands, at the rate of 7s. 6½d. per acre, amounting in all to £3,012 10s.; that on or about the 27th day of July, in the year 1836, he had paid £1,506 5s., one half of the purchase money; that he obtained a grant of the same, and gave a Bond to the Crown for £1,506 5s., the balance due on said purchase; that he has since paid a further sum of £250, making in all the large amount of £1,756 5s.; that having derived no benefit whatever from the said Land, he became unable to complete the payment of his said Bond, in consequence whereof an action has been instituted against him and his surety, and which, unless he can obtain relief from the Government, will involve, not only himself and his said surety, but many others in the most serious and irretrievable embarrassment; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased, upon the surrendering up to the Crown by the said Christopher C. Bradbury, the said 8000 acres of Land, and payment of costs, to order the discontinuance of the proceedings against him, and to grant him Land at the price of the original purchase, to the amount of £875, at 7s. 6d. per acre.

To which Mr. Partelow moved as an amendment—To expunge the whole of the Resolution, as well as the Preamble thereto, and substitute the following:—

Resolved, That inasmuch as a Select Committee reported on the 30th day of March, 1840, as follows:—“In reference to the Balances due from Purchasers of Crown Lands over three hundred acres who have paid one or more Instalments of the purchase money, but no Patent has issued to the Purchasers, nor have the persons purchasing cut any Timber or Logs upon the Land applied for, your Committee recommend that they be required to come forward and pay the Balances due upon such Purchases by the 10th of September, 1841; and in the event of their failing to pay the balance, the money already paid be forfeited, and the Land revert to the Crown, and all Bonds or other securities given be cancelled; and in case where one or more Instalment or Instalments be paid, and the parties have cut Timber and Logs, they should only be relieved upon the payment of the Duty upon such Timber and

and Logs;"—which Report was adopted by the House; and further, on the same day His Excellency the Lieutenant Governor was addressed by the House, praying that His Excellency would be pleased to carry the same into effect,—it would be unwise for the House, at this late period, to disturb the decision then adopted.

Upon the question for adopting the amendment, the House divided as follows:—

YEAS.

Mr. End,
Gilbert,
Jordan,
Stewart,
Smith,
Partelow,
Scoullar,
Street,
Payne,
J. Earle,
Hanington,
Barker.

NAYS.

The Hon. Mr. Simonds,
Mr. Fisher,
S. Earle,
Taylor,
Perley,
Wark,
Brown,
Connell,
Boyd,
Hill,
Rankin,
Freeze,
Wilmot.

Whereupon it was decided in the negative.

The question was then taken upon the original Resolution, when the House again divided as follows:—

YEAS.

The Hon. Mr. Simonds,
Mr. S. Earle,
Taylor,
Perley,
Wark,
Brown,
Connell,
Boyd,
Hill,
Rankin,
Wilmot,
Fisher.

NAYS.

Mr. Partelow,
Jordan,
Gilbert,
Smith,
End,
Stewart,
Scoullar,
Street,
Payne,
J. Earle,
Freeze,
Barker,
Hanington.

And it was also decided in the negative.

On motion of Mr. Hill,

Ordered, That the Order of the Day of yesterday, for going into Committee of the whole on this day, in further consideration of the State of the Province, be discharged.

On motion of Mr. Hill,

Whereas Schuyler P. Frink, in 1835, purchased from the Crown, in the Palfrey Tract, 4000 acres of Land, at 9s. per acre, amounting to the sum of £1800, and paid thereon the first Instalment, amounting to £450, as he sets forth in his Petition to this House: And whereas the said Schuyler P. Frink represents in his Petition, that no Timber has been cut from the said Land by Petitioner, or by any other person, to his knowledge, and prays that an equivalent may be made to him for the money paid, either in Land or otherwise: And whereas it is reasonable that Petitioner should receive as much of the said Land as the said £459 will cover, at the original price of 9s. per acre; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause a Patent of 1000 acres of Land, parcel of the said 4000 acres, to pass to the said Schuyler P. Frink, on satisfactory proof being given to His Excellency that the said £450 has been paid, and that no Timber has been taken from the said Land by Petitioner, or by his authority—or in case Timber has been taken from the same by Petitioner, or by his authority—then on payment to the Government of three fourths of the amount of the Stumpage on Timber so taken from the said Land.

Upon the question for sustaining this Resolution, the House divided—

YEAS, 10.

NAYS, 14.

And it was thereupon decided in the negative.

On motion of Mr. Partelow,

Whereas a large quantity of Military Clothing was imported from England in 1839, during the disturbances on the Frontier, and was placed at the disposal of the Executive Government, for the purpose of clothing a Rifle Regiment to be raised (if deemed necessary) in this Province: And whereas, the said Clothing was not used for such purpose, and it still remains in the Military Store: And whereas in the opinion of this House, the same should be distributed among as many Volunteer Rifle Companies as shall be in other respects equipped and organized for service, at not less than 10s. per suit, complete, under the directions of the Commander in Chief; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to adopt such measures as he may deem expedient to carry into effect the wishes of the House.

Upon the question for sustaining this Resolution, the House divided—

YEAS, 14.

NAYS, 9.

And so it was carried in the affirmative.

Ordered, thereupon, That Mr. Partelow, Mr. Wilmot and Mr. Boyd be a Committee to wait upon His Excellency with the Address.

The House adjourned until to-morrow morning at 10 o'clock.

Friday, 7th April, 1843.

Prayers.

On motion of Mr. Palmer,

The House again went into Committee of the whole on a Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them again under their further consideration had made an amendment thereto, and then agreed to the said Bill.

Ordered, That the Report be accepted and the Bill engrossed as amended.

On motion of Mr. J. Earle,

Whereas it appears by the Petition of Robert Trenaman, Master of the Dredging Machine, communicated to the House by command of His Excellency the Lieutenant Governor on the 6th instant, that very serious public injury will be sustained, and the probable total loss of the Machine may be feared unless some appropriation be made for keeping the same in operation; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct that the Dredging Machine be employed at such places in or near to the River Saint John as may be most beneficial in improving the navigation of that River or its Tributaries, and this House will at the next Session of the Legislature make provision for any expenses thus incurred to an extent of not exceeding three hundred pounds.

To which Mr. Partelow moved as an amendment—To add the following:—

And further Resolved, That the same be communicated to the Legislative Council, and request their concurrence thereto.

Upon the question for adopting the amendment, the House divided as follows:—

YEAS.

YEAS.

Mr. Partelow,
Allen,
End,
Scoullar,
Street.

NAYS.

The Hon. Mr. Simonds,
Mr. Freeze,
Botsford,
Taylor,
Smith,
Perley,
S. Earle,
Brown,
Hill,
Wark,
Hanington,
Barker,
Payne,
Connell,
Gilbert,
J. Earle,
Boyd,
Rankin,
Thomson,
Palmer.

And it was thereupon decided in the negative.

The question was then taken upon the Resolution, and it was carried in the affirmative.

Ordered, That Mr. J. Earle, Mr. Connell and Mr. Jordan be a Committee to wait upon His Excellency with the Address.

On motion of the Honorable Mr. Simonds,

Resolved, As the opinion of this House, That the expenses of auditing the Accounts of the Provincial Penitentiary, by Commissioners appointed for that purpose, should be paid by the Commissioners of the said Provincial Penitentiary from the grant made towards the support of that Institution for the present year.

On motion of Mr. Street,

Resolved, That the House do now go into Committee of the whole on a Bill in amendment of and in addition to an Act, intituled "An Act for imposing Duties for raising a Revenue."

To which Mr. Brown moved as an amendment—To expunge the word "now," and insert the words "this day three months."

And upon the question for the amendment, it was decided in the negative.

The question was then taken upon the original Resolution, and it was carried in the affirmative; and

The House accordingly went into Committee of the whole on the said Bill.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, the following Resolution was moved:—

"*Resolved*, That the further consideration of the said Bill be postponed until this day three months."

And upon the question being taken thereon, the Committee divided as follows:—

YEAS.

YEAS.

The Hon. Mr. Speaker,
Mr. Palmer,
Smith,
End,
Stewart,
Barker,
Fisher,
Perley,
Freeze,
Boyd,
Thomson,
Wark,
Brown,
Allen,
Hill,
Rankin.

NAYS.

The Hon. Mr. Simonds,
Mr. Gilbert,
Street,
Hanington,
Partelow,
Jordan,
S. Earle,
Scoullar,
Hazen,
Payne,
Connell,
Taylor,
Wilmot.

Whereupon it was carried in the affirmative.

Ordered, That the Report be accepted.

On motion of Mr. Partelow,

The House again went into Committee of the whole on a Bill to appropriate a part of the Public Revenue for the services therein mentioned.

Mr. Payne in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had the Bill referred to them under their further consideration and agreed to the same.

Ordered, That the Report be accepted and the Bill engrossed.

Read a third time as engrossed,

A Bill to abolish certain Fees.

Resolved, That the Bill do pass.

Ordered, That Mr. Fisher take the said Bill to the Council, and desire their concurrence thereto.

Read a third time as engrossed,

A Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province.

Resolved, That the Bill do pass.

Ordered, That Mr. Palmer take the said Bill to the Council, and desire their concurrence thereto.

On motion of Mr. Hill,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to take such measures as may be necessary for the recovery of the Loan of £3,250 in 1841, to the Corporation of the City of Saint John, with Interest ; and further

Resolved, That His Excellency will be pleased to retain the above amount out of any grants of Public Monies for the use of the said City, or for the Provincial House of Correction, under any Act or Acts of the Legislature, by suspending the issue of Warrants for a like amount until the said sum, with Interest due thereon, is replaced in the Treasury of the Province.

To which Mr. Fisher moved as an amendment—To expunge the whole of the said Resolution, and substitute the following :—

Resolved, As the opinion of this House, that the Loan of £3,250 to the Corporation of the City of Saint John, should be allowed to stand over until another year, on their paying the Interest now due, and that an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to adopt the necessary measures to recover the Interest.

Upon the question for adopting the amendment, the House divided as follows :—

YEAS.

YEAS.

Mr. Fisher,
Barker,
Hill,
Boyd,
Rankin,
Brown,
Thomson,
Wark,
Connell,
Stewart,
Perley,
J. Earle,
Hanington,
Wilmot,
Botsford,
Smith,
Taylor,
Freeze.

NAYS.

The Hon. Mr. Simonds,
Mr. Gilbert,
End,
Partelow,
Jordan,
Hazen,
Street,
Payne,
Allen.

And so it was carried in the affirmative; and

Ordered, That Mr. Hill, Mr. Fisher and Mr. Rankin be a Committee to wait upon His Excellency with the Address.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill relating to the election of Representatives to serve in the General Assembly, With amendments, to which they desire the concurrence of the Assembly.

And that the Council had also agreed to

The Bill relating to the appointment of Special Constables,
Without making any amendment thereto.

And that he was also directed to acquaint the House—

“That the Legislative Council will join the Assembly in the humble Address to be presented to His Excellency the Lieutenant Governor, on the subject of the Lunatic Asylum established in the City of Saint John.”

Mr. Hill, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of yesterday, relative to the application of William Todd for relief as regards the purchase of Land from the Crown in the year 1835, reported, that they had attended thereto, and that His Excellency was pleased to say, he would give the subject his attention with a view to the relief recommended by the House.

Mr. Freeze, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 5th day of April instant, praying that His Excellency will be pleased to authorize the payment of certain Warrants now in the Treasury, to enable John M'Keel and Isaac Haviland, Commissioners for certain Bye Roads in King's County, to discharge the Contracts on the said Roads, reported, that they had attended thereto, and that His Excellency was pleased to say, he would cause enquiry to be made into the cases, and that the wishes of the House should be complied with.

Mr. Street, a Member for the City of Saint John, applies for leave of absence for the remainder of the Session, which was granted.

On motion of Mr. Wark,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct the Province Treasurer to prepare a Return of all Goods imported into the Province during the current year, specifying the quantities of such Goods as bear specific Duties, and the value of such as bear ad valorem Duties; the same to be laid before this House at the next meeting of the Legislature.

Ordered, That Mr. Wark, Mr. Boyd and Mr. Stewart be a Committee to wait upon His Excellency with the Address.

Mr.

Mr. Fisher, from the Committee appointed on the 3rd day of February last, to prepare a Petition to Her Majesty, relative to the charges upon the Province for the support of the Civil Government, and to which Committee was referred, by order of the House of the 16th day of March last, the subject of the composition and qualification of the Legislative Council, submitted their Report upon the matters last referred to them; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee who were directed to prepare an humble Address to Her Majesty on the composition of the Legislative Council, have attended to that duty, and report the Draft of an Address.

“All which is respectfully submitted.

“CHARLES FISHER,
L. A. WILMOT,
J. R. PARTELOW,
JAMES BROWN,
R. L. HAZEN.

“Committee Room, 6th April, 1843.”

Ordered, That the Report be accepted.

The Draft Address, reported by the Committee, being then handed in at the Clerk's Table, was there read.

Mr. Taylor, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of this House of yesterday, upon the subject of A. S. Carman's application, to be relieved from prosecutions instituted against him at the suit of the Crown, reported, that they had attended thereto, and that His Excellency was pleased to say, he would make enquiry into the matter, in order to carry out the wishes of the House.

Mr. Payne, from the Committee appointed on the 31st day of January last, to take under consideration all matters connected with the Fisheries, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom was referred the subject of the Fisheries, have to Report:

“That they regret to find that one of our most important sources of Commerce is not prosecuted to a greater extent, especially when so many persons at our Sea Ports and Bay Shores are in need of profitable employment.

“Your Committee cannot recommend that any direct bounty should be given, under the present state of our Provincial Finances; but strenuously urge on the attention of persons engaged in commercial pursuits, the necessity of affording every prudent facility to persons inclined to enter into that business.

“On the Petition of Michael Dealy, T. H. M'Kee and others, from the City of Saint John, and vicinity, praying to be relieved from the operations of an Act of the General Assembly, which prohibits any person or persons from taking Fish with drift nets in the Harbour of Saint John, or within two miles around Partridge Island, at the entrance of the said Harbour, your Committee beg to report, that although they are anxious to extend relief in the premises, yet in view of the several Laws now in force, as also several Petitions praying protection to the Fisheries, they cannot recommend any alteration in the said Law the present year.

“All which is respectfully submitted.

“JOSHUA ALEXANDRE,
ROBERT PAYNE,
PETER STEWART,
D. HANINGTON,
JAMES BOYD.

“Committee Room, April 5, 1843.”

Ordered, That the Report be accepted.

Mr. Partelow, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 5th instant, praying that His Excellency would be pleased to appoint one or more Commissioner or Commissioners to superintend and manage the Temporary Provincial Lunatic Asylum, and advance by Warrant or Warrants on the Treasury, a sum not exceeding £750 for its support

support during the present year, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would comply with the wishes of the House.

On motion of Mr. End,

Ordered, That the Committee appointed on the 7th day of March last, and to whom was referred the Message of His Excellency the Lieutenant Governor relative to the Provincial Penitentiary, be discharged.

Mr. Partelow, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 5th instant, on the subject of the reduced allowance to the Adjutants and Sergeant Majors of the Militia, reported, that they had attended thereto, and that His Excellency was pleased to say, he would give the same his attention.

Mr. Partelow, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of yesterday, on the subject of the Loan of £1,500 to the Disputed Territory Fund, reported, that they had attended thereto, and that His Excellency was pleased to say, he would do all in his power to comply with the wishes of the House.

Mr. Partelow, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of yesterday, upon the subject of the sale of the Militia Clothing now in the Military Stores, reported, that they had attended thereto, and that His Excellency was pleased to say, he would have much pleasure in complying with the wishes of the House.

Mr. Partelow, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of yesterday, upon the subject of the Resolutions passed in Committee of the whole House on the 20th day of March last, when in consideration of the Reports of the Select Committee on the Accounts of the Queen's Casual Revenue, reported, that they had attended to that duty, and His Excellency was pleased to say, that the wishes of the House, as contained in such Address, should be complied with.

The House adjourned until to-morrow morning at 10 o'clock.

Saturday, 8th April, 1843.

Prayers.

On motion of Mr. Hanington,

Ordered, That Mr. Partelow be added to the Committee appointed on the 31st day of January last, to take into consideration the subject of the Contingent Expenses of the House.

On motion of Mr. Fisher,

The House went into Committee of the whole on the Report from the Select Committee on the subject of a grant of Land to Captain H. H. Carmichael, for his Military services, and which was presented to the House on the 1st day of April instant.

Mr. Boyd in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the matter referred to them under their consideration, the following Resolution was moved:—

Resolved, That it is the opinion of this Committee, that the House should present an humble Address to His Excellency the Lieutenant Governor, praying that His Excellency would be pleased to cancel the order for a free grant of Land to Captain H. H. Carmichael, as such order must have been inadvertently made.

To which an amendment was moved—To expunge the whole of the Resolution, and substitute the following:—

Resolved, As the opinion of this Committee, That Captain Carmichael is not entitled to the Land applied for through his Agent, W. H. Keppel, Esquire, as contained in the Report under consideration, but that in the event of any grant issuing to that Officer, it should be confined to the terms of the original application for Lands in the Parish of Perth.

And

And upon the question for adopting the amendment, it was carried in the affirmative.

Ordered, That the Report be accepted, and the Resolution, as passed in the Committee, adopted by the House.

On motion of Mr. Fisher,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency would be pleased to cancel the order made for a free grant of Land to Captain Carmichael for Military services, and direct that the eight hundred acres of Land allotted to him, in the Allandale Settlement, be opened for settlement, agreeably to the Report of the Select Committee to whom that subject was referred.

To which Mr. Partelow moved as an amendment—To expunge the whole of the said Resolution, and substitute the following:—

Resolved, That the Resolution passed in Committee of the whole House, this day, upon the Report of the Select Committee on His Excellency the Lieutenant Governor's Message, with the several Petitions of Captain Carmichael, be communicated to His Excellency, and that an humble Address be presented to His Excellency, praying that His Excellency will be pleased to carry the same into effect.

Upon the question for adopting the amendment, the House divided—

YEAS, 10.

NAYS, 7.

And it was thereupon carried in the affirmative; and

Ordered, That Mr. Fisher, Mr. Partelow and Mr. Boyl be a Committee to wait upon His Excellency with the Address, and also communicate the several Documents as named in the said Resolution.

On motion of Mr. Taylor,

Whereas it appears by the Petition of Christopher C. Bradbury, that proceedings have been instituted against him and his surety, for the recovery of a balance due on a Bond for the balance on the purchase of eight thousand acres of Land: And whereas in consideration of the large amount of £1,756 paid on account of said purchase, the said Petitioner should be relieved from the said proceedings; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to order the said proceedings to be discontinued, and the Bond cancelled, upon the said Land being reinvested in the Crown.

Ordered, That Mr. Taylor, Mr. Payne and Mr. Connell be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Fisher,

The House went into Committee of the whole on the Draft Address to Her Most Gracious Majesty the Queen, upon the subject of the composition and qualification of the Legislative Council, which was reported by the Select Committee yesterday the 7th instant.

Mr. Botsford in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having gone into consideration of the Draft Address referred to them, they had made amendments thereto, and then agreed to the said Address.

Ordered, That the Report be accepted, and the Address engrossed as amended.

On motion of Mr. Fisher,

The House proceeded to take into consideration the amendments made by the Legislative Council to

The Bill to improve the Law relating to the Election of Representatives to serve in the General Assembly.

The amendments being twice read, when—

On like motion of Mr. Fisher,

The House went into Committee of the whole on the Bill so amended.

Mr. Wilmot in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The

The Chairman reported, that the Committee having gone into consideration of the Bill, as amended by the Council, had concurred in the said amendments.

Ordered, That the Report be accepted and the Bill, as amended, be now read a third time ; and

According to the said order, the Bill, as so amended by the Legislative Council, was read a third time.

Resolved, That the House do concur therein.

Ordered, That Mr. Fisher return the Bill with the amendments to the Council and acquaint them therewith.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to the Bill in addition to and in amendment of the Law of Bankruptcy,
With an amendment, to which they desire the concurrence of the Assembly.

On motion of the Honorable Mr. Simonds.

Whereas it is believed that the ad valorem Duty of four per centum upon Wheat imported into this Province, imposed in and by an Act of the present Session, intituled "An Act imposing Duties for raising a Revenue," will be injurious to the Trade of this Province—to the Manufacturing interests—and to various other interests, and will also have a tendency to raise the price of Bread, and thereby be deeply injurious to the labouring classes ; therefore

Resolved, That this House will, at the next Session of the Legislature, return all Duties which may be collected under and by virtue of the said in part recited Act upon Wheat imported into this Province.

Upon the question for sustaining this Resolution, the House divided as follows :—

YEAS.

The Hon. Mr. Simonds,
Mr. Hill,
Rankin,
Boyd,
Thomson,
Gilbert,
Connell,
Taylor,
Wilmot,
Payne,
Fisher,
Hazen,
Jordan,
Partelow.

NAYS.

Mr. Allen,
J. Earle,
S. Earle,
Alexandre,
End,
Hanington,
Barker,
Wark,
Brown,
Scoullar.

And it was thereupon carried in the affirmative ; when

On motion of Mr. Partelow,

Resolved, That the foregoing Resolution be communicated to the Legislative Council for their concurrence.

And upon the question for sustaining this Resolution, the House divided—

YEAS, 10.

NAYS, 13.

Whereupon it was decided in the negative.

Mr. Partelow then moved the following :—

Resolved, That the Resolution passed, pledging the House at the next Session to grant a return of all Duties collected upon Wheat imported into the Province, be reconsidered.

Upon this question, the House again divided—

YEAS, 10.

NAYS, 12.

And it was also decided in the negative.

On motion of Mr. Fisher,

The House proceeded to take into consideration the amendment made by the Legislative Council to

The Bill in amendment of the Law of Bankruptcy.

The amendment being thrice read, and the question put thereon—

Resolved, That the House do concur therein.

Ordered,

Ordered, That Mr. Fisher return the Bill, with the amendment, to the Council, and acquaint them therewith.

Mr. Allen, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 6th instant, praying that His Excellency would be pleased to cause a grant of Land to issue in favour of Thomas E. Perley, for the reasons stated in the said Address, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would submit the subject to the consideration of the Executive Council and the Law Officers of the Crown, with a view of complying with the wishes of the House.

On motion of Mr. Boyd,

Whereas the Assembly did by their Address dated the 21st day of July, 1837, to His Excellency the then Lieutenant Governor, pray—"That His Excellency would communicate with the Right Honorable Lord Glenelg, and on behalf of this House request that His Lordship would be pleased to allow his full length Portrait to be taken and sent to this Province to be placed in the Assembly Room, and that this House will make provision for the same:" And whereas His Lordship was pleased to comply with the wishes of the House, and the said Portrait has been accordingly taken and sent to this Province, and is now placed in the Assembly Room above the Speaker's Chair: And whereas ample funds were provided for defraying the expense of procuring such Portrait, and which have not yet been regularly accounted for; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct the Provincial Auditor to call for an Account, duly attested, of the expense incurred for the purpose aforesaid, in order that the same may be laid before the Assembly at an early period of the next Session of the Legislature.

To which Mr. Partelow moved the Previous Question—

That the question upon the Resolution be now put.

And upon the question, the House divided as follows:—

YEAS.

Mr. Gilbert,
Boyd,
J. Earle,
Hill,
Barker.

NAYS.

Mr. Wilmot,
Connell,
Payne,
Hanington,
Jordan,
Botsford,
End,
Brown,
Alexandre,
Partelow.

Whereupon it was decided in the negative.

The House being counted, and there not being a quorum, the Honorable Mr. Speaker adjourned the House until Monday morning next at 10 o'clock.

Monday. 10th April, 1843.

Prayers.

On motion of the Honorable Mr. Simonds,

Whereas it is highly expedient that all doubts should be removed respecting the return of the Provincial Duties upon Tallow and Wheat imported into the Province during the present year; therefore

Resolved, That the Resolutions of this House of the 30th day of March last, and of the 8th day of April instant, pledging this House to return all Provincial Duties upon Tallow and Wheat imported into this Province in the present year, be communicated to the Honorable the Legislative Council, and their concurrence requested in the said Resolutions.

To which Mr. Brown moved as an amendment—To expunge the whole of the said Resolution, as well as the Preamble thereto, and substitute the following:—

"*Resolved*,

Resolved, That all proceedings had in this House on Saturday last, relative to the Duty on Wheat, be expunged from the Journals."

And upon the question for the amendment, the House divided as follows:—

YEAS.
Mr. End,
Botsford,
Allen,
S. Earle,
J. Earle,
Scoullar,
Barker,
Wark,
Brown.

NAYS.
The Hon. Mr. Simonds,
Mr. Boyd,
Fisher,
Gilbert,
Payne,
Hazen,
Partelow,
Taylor.

Whereupon it was carried in the affirmative, and the said Resolution accordingly expunged.

On motion of Mr. Partelow,

Whereas the expenses of the Public Printing have for the last few years greatly increased, and large additional amounts have been provided for the present Session, which could not have been contemplated by the House: And whereas, in the opinion of the House, such expenses should undergo much reduction; therefore

Resolved, That this House cannot in future provide for charges in the Queen's Printer's Accounts, for the furnishing of Royal Gazettes to Magistrates and others, as are therein particularized, which, if allowed, would be an annual charge upon the Province of at least £500; and that this House entertain the expectation that the Accounts next Session will show such a decrease in this branch of the Public Service, as will supersede the necessity of offering the same to public competition.

On motion of Mr. End,

The House went into Committee of the whole in further consideration of the Messages from His Excellency the Lieutenant Governor; as also, Documents communicated to the House by His Excellency's commands.

Mr. Scoullar in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having again before them the Message from His Excellency of the 23rd day of February last, relative to the Act to vacate the Seats of Members of the Assembly in certain cases; as also the Despatch from the Right Honorable Lord Stanley upon the same subject, communicated to the House on the 8th day of the same month, the following Resolution was moved:—

Resolved, As the opinion of this Committee, That the principle of the Act passed at the last Session to vacate the Seats of Members of the Assembly in certain cases, should not be abandoned by the House; that it is highly desirable, and greatly conducive to the purity of Representation, as well as the Constitutional independence of the House of Assembly, that such Members of that Body as may from time to time be elevated to Seats in Her Majesty's Executive Council, should vacate their Seats in the Assembly, and be deemed ineligible to serve therein unless re-elected.

To which an amendment was moved—To expunge all after the word "Committee," and substitute as follows:—

"That the new Rule of the Colonial Government, viz: That they are to be administered in accordance with the well understood wishes of the People as expressed by their Representatives, gives to the Popular Branch an efficient power to check the exercise of any undue influence by Executive Councillors."

That an amendment was then moved to the said proposed amendment—To expunge the whole thereof, as well as the original Resolution, and substitute the following:—

"Whereas the Act to vacate the Seats of Members of Assembly is now under the consideration of Her Majesty's Confidential Advisers in England, where the Constitutionality of including the office of Executive Councillor in that Act will be best determined, free from the influence of local feelings and Provincial prejudices; therefore

Resolved, As the opinion of this Committee, it is not expedient, in so thin a House, to adopt any Resolution on the subject matter of that Bill." The

The question being taken upon the last proposed amendment, it was decided in the negative.

The question being also taken upon the first proposed amendment, it was likewise decided in the negative.

And the question was then taken upon the original Resolution, when the Committee divided—

YEAS, 13.

NAYS, 5.

Whereupon it was carried in the affirmative.

Ordered, That the Report be accepted, and the Resolution as passed in the Committee adopted by the House.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to

The Bill to repeal the several Acts now in force for establishing a Legal Tender in all payments to be made in this Province, and to make other provisions in lieu thereof,

Without making any amendment thereto.

On motion of Mr. End,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, acquainting His Excellency that the House, in Committee of the whole, had taken into their consideration His Excellency's Messages to this House of the 8th and 23rd days of February last, relating to the Act to vacate the Seats of Members of the Assembly in certain cases,—and conveying to His Excellency a copy of the Resolution passed upon that occasion and adopted by the House.

Ordered, That Mr. End, Mr. S. Earle and Mr. Hill be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Wilmot,

Resolved, That the Select Committee appointed on the 6th day of April instant, to examine into the state of the Provincial Penitentiary during the recess, with directions to make report thereon at the next Session of the Legislature, be discharged.

Mr. Taylor, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 8th day of April instant, upon the subject of relief to be extended to Christopher C. Bradbury, under a prosecution instituted against him and his sureties for the recovery of a debt due to the Crown, reported, that they had attended thereto, and that His Excellency was pleased to say, he would inquire into the matter, in order to a compliance with the wishes of the House.

Mr. Payne, from the Committee appointed on the 25th day of February last to take under consideration a Petition from the Corporation of the City of Saint John, relative to the obtaining a Loan of Money to meet the liabilities due from the said City, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom was referred the Petition of the Mayor, Aldermen and Commonalty of the City of Saint John, praying the interposition of the Legislature to enable them to obtain a Loan to pay off the liabilities, in consequence of being called upon for payment by many of the Bond holders and Corporation Creditors; having had under their consideration the same, together with a Schedule of Real Property and Income of the said Corporation, and other important documents accompanying the same, beg leave to offer the following Report:

“Your Committee feel satisfied that the Corporation are in possession of extensive and valuable Real Property which must be greatly augmenting in value, as also of chartered rights, which may be expected to increase annually on an extension of Trade, induced by the local position of the Harbour of Saint John being accessible to Shipping at all seasons of the year.

“However willing your Committee may be to accede to the prayer of the Petitioners, yet the depressed state of our Provincial Finances will not justify the same.

“Your Committee therefore cannot recommend that the prayer of the Petition be complied with, but feel confident that, with the amended Charter, and reduced rate of Salaries

Salaries to Civic Officers, the Petitioners will be enabled to effect a Loan on easy terms, by securing the same on Corporation property.

"All which is respectfully submitted.

"ROBERT PAYNE,
L. A. WILMOT,
W. H. BOTSFORD.
ROBERT THOMSON.

"Committee Room, 8th April, 1843."

Ordered, That the Report be accepted.

Mr. J. Earle, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 7th day of April instant, relative to the employment of the Dredging Machine in improving the navigation of the River Saint John or its Tributaries, reported, that they had attended thereto, and that His Excellency was pleased to say, the wishes of the House should be complied with.

Mr. Hill, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 8th day of April instant, praying that His Excellency would be pleased to cause measures to be taken for the recovery of the Interest on the Loan of £3,250 to the City of Saint John, reported, that they had attended thereto, and that His Excellency was pleased to say, the wishes of the House should be complied with.

The Address to Her Most Gracious Majesty the Queen, upon the subject of the Post Office Establishment in this Province, was read as engrossed, and is as follows:—

"To the Queen's Most Excellent Majesty.

"The Humble and Dutiful Address of the House of Assembly of the Province of New Brunswick.

"MAY IT PLEASE YOUR MAJESTY,

"We, the Representatives of Your Majesty's loyal Subjects, the People of New Brunswick, in General Assembly convened, beg leave to approach Your Majesty with assurances of our unabated attachment to Your Majesty's Person and Government.

"The object of this our earnest Address is to draw the attention of Your Majesty's Government to the necessity which exists of a reform in Your Majesty's Post Office Department in this Province; as we have abundant reason to represent the taxes and rates now imposed and exacted by that Department, as of a most grievous, burdensome and vexatious character; and although we had reason to hope, from the appointment of the late Post Office Commission in Canada, that we should be relieved by the establishment of a more tolerable and equitable system, yet, we regret to say, that in this our hope, we have not only been disappointed, but we have recently been obliged to submit to additional burdens imposed with an utter disregard to the circumstances and interests of the Country.

"The rates at present exacted in the Colony are regulated under the provisions of the Statute 9 Anne, c. 10; the antiquity of which sufficiently shews the inapplicability of its enactments, as to rates of Postage in this Province, at the present time.

"But while we have such abundant cause to complain of the enormous rates of Letter Postage charged in the Province, we have still greater reason to remonstrate against the imposition and unjust exaction levied upon printed Newspapers, which obliges the Publishers to pay in advance one penny on each paper, or 2s. 6d. currency per annum for a Weekly Paper; and if this payment is not made or secured in advance, the papers are not transmitted, or are charged at the office of delivery with full Letter Postage. The same course is also pursued with regard to the Printed Votes of the Legislature; and we respectfully represent these exactions as a direct tax on the diffusion of knowledge, which is looked upon as odious, when it is generally known that the amount forms no part of Your Majesty's Post Office Revenue, but constitutes a perquisite of the Head of the Department in this Province.

"The effect of such rates has been and will continue to be a constant and increasing evasion of the Laws regulating the Post Office, in which all classes of Your Majesty's Subjects participate, by carrying Letters and Papers, which would in most cases, under a reduced scale, be forwarded by Your Majesty's Mails.

"Prior to the year 1842, the Laws and Journals of the North American Colonial Legislatures were annually exchanged by Mail free of Postage; but during the past year, by the directions of the Agent from the General Post Office in London, such an enormous amount of Postage was imposed, that the Public Officers to whom such Papers were addressed, were compelled to refuse the payment, and the Legislature of the Province, has been deprived, during the present Session, of the usual Legislative information from the neighbouring Colonies.

"On reference to the Act passed in the third and fourth years of Your Majesty's Reign, we observe in the 49th Section, that 'the Postmaster General, with the consent of the Commissioners of Her Majesty's Treasury, may allow Colonial Newspapers to pass by Post between places within any of Her Majesty's Colonies, or by Packet Boat, or private Ship, from one Colony to another Colony, whether through the United Kingdom or not * * * free of Postage, or subject to such rates of Postage, and under all such regulations and restrictions as the Postmaster General, with such consent as aforesaid may think fit.'

"Assuming that the rate of one penny per sheet has been imposed on Newspapers and Printed Journals under the authority of this Act, we exceedingly regret that such alternative has been adopted by the Postmaster General, as subjects the people of this Province to this most unwise and impolitic tax.

"In no Colony of Your Majesty's Empire has so much been done, in proportion to the Revenues, towards the improvement of the Post Roads, as in this Province; and we humbly and respectfully urge upon Your Majesty's gracious consideration, that in consequence of those improvements, Your Majesty's Mails are now carried from place to place throughout the Province with greater facility and regularity, and at a much less expense than formerly, in proportion to the number and extent of the Mails, whereby a large annual saving is effected in the Revenue of the Department.

"Under all these important considerations, we humbly pray Your Majesty to take this subject into Your Majesty's most gracious consideration; and we confidently trust that such alterations will be made in the enactments regulating Your Majesty's Post Office in the Colony as will abolish all rates of Postage on Newspapers and Printed Journals of the Legislature, and establish an uniform rate, not exceeding three pence currency, on all single Letters and small Packets sent from one place to another within this Province.

"And as in duty bound will ever pray."

On motion of Mr. Wilmot,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to transmit this Address with regard to the Post Office Establishment, to the Right Honorable Lord Stanley, Her Majesty's Principal Secretary of State for the Colonies, to be laid at the Foot of the Throne.

Ordered, That Mr. Wilmot, Mr. Hazen and Mr. Partelow be a Committee to wait upon His Excellency with the Address.

The Address to Her Most Gracious Majesty the Queen, upon the subject of a reduction in the charges upon the Province for the support of the Civil Government, was read as engrossed, and is as follows:—

"To the Queen's Most Excellent Majesty.

"The Humble Address of the House of Assembly of New Brunswick.

"MAY IT PLEASE YOUR MAJESTY,

"We, Your Majesty's faithful and loyal Subjects, the Representatives of the People of New Brunswick, humbly beg leave to offer our renewed assurances of devoted attachment to Your Majesty's Person and Government.

"After a protracted negotiation between Your Majesty's revered Uncle, the late King William the Fourth, and former Houses of Assembly, relative to the surrender of all the Casual and Territorial Revenues in the Province in return for a Civil List, an Act passed in the fifth year of the Reign of His said Majesty, which was made perpetual in the second year of Your Majesty's Reign, intituled 'An Act for the support of the Civil Government of the Province,' granting to the Crown the sum of £14,500 currency,

currency, per annum, for ten years, and assigning to the Legislature of the Province the nett proceeds of the Hereditary, Territorial and Casual Revenues of the Crown.

"That at the time the arrangement relating to the Civil List was effected, the Government of this Province exercised jurisdiction over the whole of (what was then called) 'Disputed Territory;' and so clear and unimpeachable did the title of Great Britain appear, that Your Majesty's Subjects on this Continent entertained a firm conviction, that no part of it would ever be ceded to the Government of the United States. By the Treaty of Washington, a conventional boundary has been established, by which Your Majesty relinquished Your title to a great and by far the most valuable portion of that Territory.

"Notwithstanding the regret deeply felt by the inhabitants of New Brunswick at such cession, which also included a Settlement of British Subjects, they did not complain of an arrangement which the general interests of the Empire appeared to require.

"The Assembly humbly assume, though it is the duty of a loyal people cheerfully to surrender their local interests to the great and paramount concerns of the Empire, that the acknowledged magnanimity of Your Majesty's Government will never allow arrangements of National importance to press heavily upon any of Your Majesty's Subjects, however remote their situation or inconsiderable their number.

"The portion of the 'Disputed Territory' (so called) retained by New Brunswick, comprises a tract of country of very little value for Agricultural or Lumbering purposes, with the exception of a narrow strip of land lying on the Saint John, forming the site of the Madawaska Settlement. It is of little value in a National or in a Provincial point of view, beyond the preservation of the Mail route to Canada; while the tract of country assigned to the United States, consists mostly of land of a superior quality, and was accounted the most productive and valuable in the Province or in the neighbouring States. It abounds with Timber of the first quality; the soil is also admirably adapted for immediate and successful settlement, and is universally admitted to be at least equal, if not superior, to any District of land of the same extent yet ungranted in the Province.

"That so large a part of the sources of the Casual and Territorial Revenue having been cut off, the Assembly humbly submit to Your Majesty the propriety and justice of reducing the amount agreed to be annually paid to Your Majesty to provide for the Civil Government of the Province.

"In humbly supplicating Your Majesty to assent to such reduction, the Assembly have no desire to relieve their Constituents from the payment of any part of the necessary expense of the Administration of the Provincial Government; protected in Trade and Commerce by the fostering care of the Parent State, they will cheerfully provide for the efficient administration of their Local Government.

"That the sum of £11,761 will amply provide for the Salaries of all the Officers chargeable upon the Civil List, upon a scale commensurate with the duties of their respective offices and the resources of the Province, and will, in all probability, be equal to the annual product of the Casual and Territorial Revenue for many years; as the nett amount derived from that fund and paid into the Provincial Treasury in the year 1842, under the Civil List Act, was only £4,500.

"The Assembly are of opinion, that the sum of £600 per annum, is an adequate maximum Salary for the principal subordinate Ministerial Officers of the Government, —a sum that will at all times secure for the service of the Government, men of the greatest talent and active business habits in the Province, and which far exceeds the average income of the principal men engaged in Professional, Mercantile or Agricultural pursuits.

"The necessity and importance in a new country of infusing into the Administration of the Government principles of economy, not inconsistent with a due regard to the public service, is too clear a proposition to require argument, and was fully admitted and insisted upon by the Right Honorable Lord Glenelg, in His Lordship's Despatch dated 21st September, 1837.

"Having that object in view, the Assembly annex a Scale of Salaries which they humbly submit will most liberally provide for the various Officers and services charged upon the Civil List, and to which they pray Your Majesty's gracious and favorable consideration.

"The

"The Assembly do therefore most humbly implore Your Majesty to take this their dutiful Petition into Your Majesty's Royal consideration; and, in view of all the circumstances of the case, assent to the reduction of the amount now charged upon the Province for the Civil List to the sum of £12,500, which will more than adequately provide for the efficient Administration of the Government.

"And as in duty bound will ever pray."

Scale of Salaries, inclusive of all Fees, in Currency of New Brunswick:

The Lieutenant Governor,.....	£3,500	0	0
Private Secretary to the Lieutenant Governor,.....	250	0	0
The Chief Justice, besides travelling expenses, allowed by Law,	1000	0	0
Three Puisne Judges each £900, besides travelling expenses, allowed by Law,.....	2,700	0	0
Provincial Secretary, including Registrar and Clerk of the Crown in Chancery,.....	600	0	0
For Clerks and Contingencies of the Secretary's Office, not exceeding.....	500	0	0
The Attorney General,.....	500	0	0
The Solicitor General,.....	200	0	0
The Surveyor General,....	600	0	0
The Auditor General and Clerk,.....	500	0	0
The Receiver General, (to be discontinued on the occurrence of a vacancy,).....	300	0	0
Donation to King's College,.....	1,111	0	0
	£11,761	0	0
Leaving surplus, subject to the same Rules of Appropriation as have been adopted with regard to the Surplus which has hitherto accrued from the Civil List Fund,.....	739	0	0
	£12,500	0	0

On motion of Mr. Fisher,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to transmit this Address relative to the Civil List, to the Right Honorable Lord Stanley, Her Majesty's Principal Secretary of State for the Colonies, to be laid at the Foot of the Throne.

Ordered, That Mr. Fisher, Mr. Payne and Mr. Scoullar be a Committee to wait upon His Excellency with the Address.

The Address to Her Most Gracious Majesty the Queen, upon the subject of the composition of the Legislative Council, was read as engrossed, and is as follows:—

"To the Queen's Most Excellent Majesty.

"The Humble and Dutiful Address of the Assembly of New Brunswick.

"MAY IT PLEASE YOUR MAJESTY,

"We, the Representatives of Your Majesty's faithful and loyal Subjects, the People of New Brunswick, beg leave to approach Your Majesty with every assurance of our abiding attachment to Your Majesty's Person and Government.

"Our devotion to the British Throne has been strengthened by the repeated instances, wherein Your Majesty's illustrious and revered Predecessors, as well as Your Gracious Majesty, have given a favorable consideration to the Representations of the Assembly of New Brunswick.

"Gratefully impressed with the assurance that the happiness and prosperity of Your Majesty's Subjects, throughout Your widely extended Empire, constitutes the first principle of Your Majesty's wise and enlightened Administration, we the more confidently approach Your Majesty with this our humble and dutiful Address.

"Venerating as we do those Constitutional principles which secure to us the blessings and advantages of our mixed form of Government, and which preserve to each Branch its relative position and privileges; we feel it our duty to adopt all Constitutional means

means to secure the proper composition and independence of the second Branch of our Provincial Legislature, concurring in the language of Lord Ripon's Despatch on this subject, that that Body should be selected from the principal inhabitants of the Province, and from those having the greatest stake in its welfare.

"We humbly and respectfully suggest that the Legislative Council should be composed of persons, not only representing all the leading interests of the Province, and connected with the principal Denominations of Christians, but so independent in property, and so free from Official influence, as to form a Constitutional check, as well upon the Executive, as the Representative Branch, of the Legislature.

"By the present Law, the Members of the Assembly are required to be possessed of Real Estate to the value of Three hundred pounds, over and above all incumbrances; while no property qualification whatever is required for Members of the Legislative Council.

"Anxious to remedy this evil, and to remove an anomaly so apparent in our Colonial Legislature, we would most respectfully propose for Your Majesty's Royal consideration, that each Member of the Council should be seised of a certain amount of unincumbered Real Estate; and that the Seats of Members should be vacated on their ceasing to be possessed of a substantial qualification, or on their becoming Bankrupt, executing a composition Deed, becoming a Public defaulter, or neglecting to give their attendance for a given time, without leave of the Lieutenant Governor.

"We most humbly and earnestly submit to Your Majesty, that the establishment of those principles is absolutely necessary to secure the independence and sustain the proper dignity and character of that House, as an independent Branch of the Legislature.

"The composition of the Legislative Council is very defective and objectionable in other respects, and necessarily excites the Constitutional jealousy of the Assembly; of the eighteen Members who now compose it, a great proportion hold Offices at pleasure under the Crown, and the principal Officers of the Government generally form a majority of the Members present. It is not possible that a Body so constituted can be supposed to legislate with the independence necessary to secure public confidence in their acts.

"In the first settlement of the Province, it was necessary, from the paucity of qualified men, to appoint the principal Officers of the Provincial Government to seats in the Legislative Council; but as such necessity has ceased, we most humbly conceive that a more Constitutional system should be established, and that, so far as regards Public Officers, they should never exceed the number necessary to conduct the business of the Government in that House.

"We therefore most humbly implore Your Majesty to re-organize the Legislative Council, and, in its re-construction, to regard the leading interests of this Province, as well as the principal Denominations of Christians; and, either by the exercise of Your Majesty's Royal Prerogative, or otherwise, to establish such salutary provisions for the future, as may effectually secure the independence of that Body.

"And as in duty bound will ever pray."

On motion of Mr. Fisher,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to transmit this Address relating to the composition of the Legislative Council, to the Right Honorable Lord Stanley, Her Majesty's Principal Secretary of State for the Colonies, to be laid at the Foot of the Throne.

Ordered, That Mr. Fisher, Mr. Payne and Mr. Scoullar be a Committee to wait upon His Excellency with the Address.

Mr. Wark, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with an Address of the House of the 7th day of April instant, praying that His Excellency would be pleased to direct the Province Treasurer to prepare a return of all Goods imported into the Province, during the current year, for the information of the House at the next meeting of the Legislature, reported, that they had attended thereto, and that His Excellency was pleased to say, the wishes of the House should be complied with.

Mr. Fisher, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 8th day of April instant, relating to the Grant of Land to Captain H. H. Carmichael, for his Military services, reported, that they had attended thereto, and that His Excellency was pleased to say, he should give effect to the wishes of the House.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province.

On motion of Mr. Fisher,

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to appoint one or more Commissioner or Commissioners to inquire into the present practice of, and expense attendant upon, Prosecutions in the Court of Vice Admiralty in this Province, with a view to an improvement in the Practice and an alteration in the Table of Fees, and to report the result of their inquiry to His Excellency, for the purpose of being laid before the Legislature at the next Session of the General Assembly.

Ordered, That Mr. Fisher, Mr. End and Mr. Barker be a Committee to wait upon His Excellency with the Address.

On motion of Mr. End,

Ordered, That the Committee appointed on the 3rd day of February last, when in Committee of the whole on the Speech of His Excellency the Lieutenant Governor at the opening of the Session, to take into consideration the subject of Parochial Schools and Education of the Country generally, be discharged.

On motion of Mr. Wilmot,

Ordered, That the Committee appointed on the 25th day of February last, to take into consideration a Petition from Elisha A. Cunliffe, for relief in consequence of loss sustained as a Commissioner of Highways for the Parish of Woodstock, be discharged.

Read as engrossed,

The Resolutions of Appropriation made and passed in Supply on Tuesday the 4th day of April instant, severally granting—

To the Postmaster at Fredericton the sum of £252 0 4 for Postages of the Legislature during the present Session.

To the Clerk of the House of Assembly the sum of £2,032 10 9 for the Contingent Expenses of the present Session.

Ordered, That Mr. Hazen do take the said Resolutions to the Council and desire their concurrence thereto.

The House adjourned until to-morrow morning at 9 o'clock.

Tuesday, 11th April, 1843.

Prayers.

On motion of Mr. Partelow,

Whereas circumstances have occurred, since the passing of the Act last Session for the Incorporation of the Grand Falls Company, which induce this House to believe that the operation of the same will not be beneficial to the Province: And whereas the said Act has not yet been confirmed by Her Majesty, but a further expression of the Legislature is called for, as appears by the copy of a Despatch of the Right Honorable Lord Stanley of the 2nd day of March last, submitted to the House the same month by His Excellency the Lieutenant Governor; therefore

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to communicate to Her Majesty's Government that it is the wish of this House that the said Act be disallowed.

Ordered, That Mr. Partelow, Mr. Connell and Mr. Taylor be a Committee to wait upon His Excellency with the Address.

Mr. Fisher, from the Committee appointed on the 25th day of February last to take into

into consideration a Petition from John Kerr, praying relief in consequence of a prosecution instituted against him as surety for James Campbell, late Deputy Treasurer at Saint Andrews, in the County of Charlotte, and who had absconded, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Committee to whom was referred the Petition of John Kerr, Report:—That they have had the matters referred to them under their consideration, and are unable, from the numerous papers and documents relating to this subject, to come to a satisfactory conclusion during the Session; they therefore recommend that the final decision on the matter be deferred till the next Session, and that an humble Address be presented to His Excellency the Lieutenant Governor, praying that on payment of costs, and the balance now claimed from the said John Kerr, as surety for James Campbell, being made secure, as also the lawful interest accruing thereon, all further proceedings should be stayed till the next Session of the General Assembly.

“All which is respectfully submitted.

“J. R. PARTELOW,
CHARLES FISHER,
JAMES BOYD.

“Committee Room, 11th April, 1843.

Ordered, That the Report be accepted; and

On motion of Mr. Partelow,

Resolved, That a copy of the Report on the Petition of John Kerr, of Saint John, this day submitted to the House, and adopted by it, be laid before His Excellency the Lieutenant Governor, and that an humble Address be presented to His Excellency, praying that His Excellency will direct Her Majesty's Attorney General to stay all further proceedings in the matter until the next meeting of the Legislature.

Ordered, That Mr. Partelow, Mr. Fisher and Mr. Boyd be a Committee to wait upon His Excellency with the Address.

On motion of Mr. Fisher,

Resolved, That the Clerk of this House do furnish the Chairman of the Committee of Accounts with copies of the several Reports on Accounts made up by the Auditor General, and which were laid before the House by command of His Excellency the Lieutenant Governor, in order that he may examine into the same.

Mr. Hazen, from the Committee appointed on the 31st day of January last, to take under consideration the subject of the Contingencies, submitted a further Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Select Committee to whom were referred the Contingent Expenses of the two Branches of the Legislature of the present Session, Report:

“That they have attended to the making up of the Contingent Account, and after the most careful investigation, they have closed, and now submit the same, amounting to £2,032 10 9.

“The item of Stationery, amounting to £391 18 7, we think larger than is necessary; and although it was not in our power to make any reduction at present, in consequence of the Stationery having been provided before the Session commenced, yet we feel satisfied a reduction may be effected in future.

“We have been obliged to allow several sums, amounting in the whole to £136 2s. 1d., which should have been provided for at the last Session.

“We would further state, that an amount of £225 which in former Sessions was provided for in Supply, is now included in the Contingencies.

“The charges for copying and engrossing have been much reduced, and the Committee recommend that in future a detailed Account be kept by the Clerk, of this service, and that the same be paid for per folio, at a rate to be fixed by the Committee.

“Deducting the sum chargeable against the last Session, and the amount usually granted in Supply, the proper Contingencies of this Session may be put at £463 8s. less than those of the last year.

“Under the operation of the Rule adopted by the Committee at the opening of the Session, the Postage has been greatly reduced; the Members' Letters, amounting to £80 15 11, shewing a reduction of £250 10 11; the amount paid last year for the same

same service being £331 6s.; and the Committee are gratified to find that the Scale proposed by them in their former Report is more than sufficient, the amount recommended by them to be distributed among the different Counties being £89. The Postage of the other Branch has been reduced to less than half the amount last Session.

"The Postage of the Journals during the present Session amounts to £54 1 11. The Committee entertain a hope, that from the Address to Her Majesty adopted by the House, this amount may undergo a reduction.

"The same remark will apply to the further sum of £19 3 4 which is included in the grant to the Postmaster for Postage on Laws during the last Session.

"In his Account is charged the sum of £12 11 3, being balance due for Postage of Members last Session after the Account was made up; and also the sum of £12 8 9 for discount on the Warrant issued for his Account of Postage last Session; these two last items should have been paid last year.

"The amount granted to him this Session, is thus made up :

Discount on Warrant last year,.....	£12	8	9
Postage on Laws last Session,.....	19	3	4
" on Journals this Session,.....	54	1	11
Postage of Members this Session,.....	80	15	1
Balance due him last year,.....	12	11	3
Postage of Clerk Assistant,.....	3	0	0

£182 0 4

Postage of Council this Session,..... 60 0 0

Probable amount of discount on Warrant, to be accounted for, ... 10 0 0

£252 0 4

"The whole amount granted for Postage last Session was £497 9s., to which the two amounts of £12 8 9 and £12 11 3 should be added, which would make the amount for this service last year..... £522 9 0

And the true amount this year,..... 227 0 4

Shewing a reduction of..... £295 8 8

"R. L. HAZEN,
JAMES BOYD,
L. A. WILMOT,
J. R. PARTELOW."

Ordered, That the Report be accepted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to the two Resolutions of Appropriation dated the 4th day of April instant, severally granting the sum of £252 0 4 for the Postages of the Legislature during the present Session; and the sum of £2032 10 9 for the Contingent Expenses of the present Session.

Read a third time as engrossed,

A Bill to appropriate a part of the Public Revenue for the services therein mentioned.

Resolved, That the Bill do pass.

Ordered, That Mr. Scoullar take the said Bill to the Council and desire their concurrence thereto.

Mr. Hazen, from the Committee appointed to revise the Rules and Regulations for the government of the House, reported, that the Committee having the subject referred to them again under their consideration, had prepared two additional Rules to those reported on the 2nd and 28th days of February last, which he was directed to submit.

The Rules now reported, being handed in at the Clerk's Table, were there read, and adopted by the House, and are as follow :—

ADDITIONAL

Additional Rules for the Government of the House of Assembly in voting Supplies.

NOTE.—See Rules passed 2nd and 28th February.

32. That this House will not resolve itself into a Committee of the whole for granting Supplies, until a Statement of the Finances of the Province be first made up, exhibiting the probable amount at its disposal.

33. That the Appropriations for the Public Service shall be strictly confined to the sum reported to be at the disposal of the House; such Report to be made by a Committee to be appointed within five days after the opening of the Session.

Mr. Wilmot, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, praying that His Excellency would be pleased to transmit the Humble Petition to Her Most Gracious Majesty the Queen, upon the subject of the Post Office, reported, that they had attended thereto, and that His Excellency was pleased to say, he would comply with the prayer of the said Address.

Mr. Fisher, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, praying that His Excellency would be pleased to transmit the Humble Petition to Her Most Gracious Majesty the Queen, upon the subject of the Civil List, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would comply with the wishes of the House.

Mr. Fisher, also from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, praying that His Excellency would be pleased to transmit the Humble Petition to Her Most Gracious Majesty the Queen, upon the subject of the composition of the Legislative Council, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would comply with the wishes of the House.

Mr. Fisher, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, praying His Excellency to be pleased to appoint one or more Commissioner or Commissioners to examine into and report upon the Practice and Fees in the Court of Vice Admiralty, reported, that they had attended thereto, and that His Excellency was pleased to say, he would give effect to the wishes of the House.

Mr. End, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of yesterday, on the subject of the Act for vacating the Seats of Members in certain cases, reported, that they had attended thereto, and that His Excellency was pleased to say, he would comply with the prayer of that Address.

Mr. Partelow, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of this day, upon the subject of disallowing the Act to Incorporate the Grand Falls Company, reported, that they had attended to that duty, and that His Excellency was pleased to say, he would comply with the prayer of the said Address.

Mr. Partelow, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of this day, upon the subject of staying proceedings against John Kerr, at the suit of the Crown, until the next Session, reported, that they had attended thereto, and that His Excellency was pleased to say, he would give effect to the wishes of the House.

Mr. Wilmot, from the Committee appointed on the 16th day of March last to take into consideration a Petition from George Woods, which was presented to the House on the 23rd day of February last, on the subject of a difference with the Agent for the New Brunswick Land Company, submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

“The Select Committee to whom was referred the Petition of George Woods, relative to certain transactions with the Nova Scotia and New Brunswick Land Company, and referring to the Report of a Select Committee made thereon at the last Session, beg leave to Report:

A†

“ That

"That the hope expressed by the Select Committee at the last Session, that the Company's Agent would, before another Session, come to an amicable arrangement with the claimant, has not been realised, as the claim has not yet been satisfied.

"The Committee are much surprised that the Company's Agent has not fulfilled his promise made in 1838, by paying the sum then agreed upon, or such proportion as the claimant was entitled to, on account of the party whose interests he now seeks to secure.

"So long as the Agent of the Company refuses thus to settle, we do not see how the claimant can expect the Legislature to make provision for the full amount agreed upon; but as the Province has received 2s. 6d. per acre for the Lot, which contains 200 acres, we recommend that the sum of £25 be granted by the House to the Petitioner, being the amount received for such Lot by the Province; and the Committee cannot but indulge the hope that the Company's Agent will now pay the balance without further difficulty.

"Respectfully submitted.

"L. A. WILMOT,
W. END.

"Committee Room, 10th April, 1843."

Ordered, That the Report be accepted.

A Message from the Legislative Council.

Mr. Dibblee, Master in Chancery, informed the House that the Council had agreed to The Bill to appropriate a part of the Public Revenue for the Services therein mentioned.

A Message from His Excellency the Lieutenant Governor by the Gentleman Usher of the Black Rod, requiring the immediate attendance of the House in the Council Chamber.

The House attended, and being returned—

The Honorable Mr. Speaker reported, that he had addressed His Excellency to the following effect:—

"May it please Your Excellency,

"The Assembly, with unabated feelings of loyalty and attachment to Her Majesty's Person and Government, attend Your Excellency with the several Bills of Supply passed during the present Session.

"Subjects of great importance to the Country have engaged the attention of the Assembly during a Session of more than ordinary length, occasioned, in some degree, by matters incident to the first Session of a new Assembly. Among the various measures which have passed the Assembly, are the amendments in the Laws relating to the Election of Members to serve in General Assembly, and the Act relating to Bankruptcy, which the Assembly trust, will, in their operation, prove advantageous to the Country.

"The Assembly have adopted such measures, in regard to the Financial Affairs of the Country, as they hope will restore the Provincial Credit.

"With a due regard to economy, they have provided for the Ordinary Services of the Province, and also made such necessary appropriations for the Roads and Bridges and other Public Improvements in the Province, as the state of the Public Treasury would permit. These sums, so placed at the disposal of Your Excellency, the Assembly have the fullest confidence will be as faithfully expended as they have been freely granted.

"The Bills I now have the honor, in the name and on behalf of Her Majesty's faithful and loyal Subjects the Commons of New Brunswick, to present to Your Excellency, are intituled—

"A Bill to appropriate a part of the Public Revenue to the payment of the Ordinary Services of the Province:

"A Bill to appropriate a part of the Public Revenue for the Services therein mentioned:

"A Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province: and

"A Bill relating to the collection of Duty on Timber and other Lumber:

To which, with all humility, I pray Your Excellency's assent."

That

That His Excellency was then pleased to give His assent to the several Bills presented by the Assembly, and also to the following, intituled—

An Act to authorize the Justices of the Peace for the County of York to regulate the Assize of Bread in the Town of Fredericton :

An Act to authorize the Justices of the Peace for the County of York to levy an assessment to pay off the County Debt :

An Act to repeal so much of an Act made and passed in the ninth year of the Reign of His Majesty George the Fourth, intituled "An Act to lay a Tax on Dogs in certain parts of the Parishes of Fredericton and Saint Andrews," as relates to the owners of Dogs residing on the Commons and Glebe in the Parish of Saint Andrews :

An Act to authorize the Justices of the Peace for the County of Sunbury to levy an assessment on certain Parishes within said County, to pay off a Debt due from those Parishes :

An Act to authorize the Justices of the Peace in the several Counties to make Rules and Regulations for the Public Wharfs and Landings in their respective Counties :

An Act to repeal "An Act to encourage the destroying of Wolves," and "An Act to grant a Bounty on the destruction of Bears in this Province," and to make other provisions in lieu thereof :

An Act to exempt members of the Fire Engine Company in the Parish of Woodstock, in the County of Carleton, from certain Parochial and County Duties :

An Act to provide for the expenses of the Speaker and Members of the House of Assembly, when attending the General Assembly :

An Act to amend the Act to regulate proceedings before Justices of the Peace in Civil Suits :

An Act to enlarge, confirm and establish the bounds of the Provincial Penitentiary :

An Act to authorize the Justices of the Peace in and for the County of Carleton to extend the Gaol Limits of the said County :

An Act to repeal an Act, intituled "An Act relating to the Market in Fredericton," and to make other provisions relating thereto :

An Act to provide for the repair of Streets and Highways in Fredericton :

An Act to authorize the extension of the Gaol Limits in the Parish of Fredericton :

An Act to provide for the greater safety of Passengers on board of Steam Boats :

An Act to authorize the Justices of the Peace in the several Counties of this Province to make regulations for the Markets :

An Act to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the inhabitants thereof for a loss sustained by William Kilpatrick, in consequence of the Fire in Portland, in August, in the year one thousand eight hundred and forty one :

An Act to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt :-

An Act to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the inhabitants thereof for a loss sustained by Angus M'Affee, in consequence of the Fire in Portland, in August, in the year one thousand eight hundred and forty one :

An Act to amend the Laws now in force relating to Highways :

An Act to amend the Laws now in force relating to Trespasses :

An Act relating to the Clerk of the Pleas :

An Act to continue an Act, intituled "An Act to extend the jurisdiction of the Corporation of the City of Saint John, for the regulation of the rates of Pilotage, beyond the limits now prescribed by Charter :"

An Act in further amendment of the Criminal Law :

An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled "An Act further to amend the Law relating to Offences against the Person :"

An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled "An Act to amend the Law relating to Burglary :"

An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled "An Act to amend the Law relating to Robbery :"

An

An Act to amend an Act made and passed in the fifth year of the Reign of Her present Majesty Queen Victoria, intituled "An Act to amend the Laws relating to burning or destroying Buildings and Ships:"

An Act to amend an Act, intituled "An Act to provide for the collection of the Revenue of this Province:"

An Act to amend the Law relating to the Practice in the Inferior Courts of Common Pleas, and to render the same uniform in the several Counties:

An Act to amend an Act for granting Patents for useful Inventions:

An Act for the amendment of the Charter of the City of Saint John:

An Act to amend several Acts relating to the relief of Old Soldiers of the Revolutionary War, and their Widows:

An Act to establish a Register of Freemen of the City of Saint John, in lieu of the Register lately destroyed by fire:

An Act to revive and continue the Acts relating to Parish Schools:

An Act relating to the appointment of Special Constables:

An Act in addition to and in amendment of the Law of Bankruptcy:

An Act to improve the Law relating to the Election of Representatives to serve in the General Assembly—*(with a suspending clause)*:

An Act to repeal the several Acts now in force for establishing a Legal Tender in all payments to be made in this Province, and to make other provisions in lieu thereof—*(with a suspending clause)*:

An Act relating to the collection of Duty on Timber and other Lumber—*(with a suspending clause)*:

An Act to establish sundry regulations for the future disposal of Timber and other Lumber cut on Crown Lands—*(with a suspending clause)*.

And as regards the Bill, intituled—

An Act to incorporate the Arestook Boom Company;

His Excellency was pleased to reserve the same for the consideration of Her Majesty.

And His Excellency was then pleased to make the following Speech to both Houses:—

"Mr. President and Gentlemen of the Legislative Council,

"Mr. Speaker and Gentlemen of the House of Assembly,

"The business of the Session having been brought to a termination, I am enabled to release you from your further attendance.

"Although several important matters which have engaged your attention have necessarily been postponed, some measures of considerable interest to the Province, have, by your joint exertions, been accomplished.

"At the opening of the Session I recommended to your especial attention the state of the Public Credit; and it will afford me much satisfaction if the measures which you have taken to facilitate its revival, should prove effectual to that end.

"The alterations you have made in the Laws relating to Insolvency, will facilitate the administration of them, and operate favorably upon Commercial Credit.

"You have been judiciously guided by the principles of the English Statutes in amending the Criminal Law; and also in the amendments made in the Election Laws, which will have a material effect in protecting the rights of the freeholders, and in promoting the public peace at Elections.

"The revival, for a short period, of the Act for supporting Parish Schools, will afford time for devising a comprehensive plan for improving these important institutions,—in the efficiency of which, the interests of the rising generation are so deeply concerned.

"Mr. Speaker and Gentlemen of the House of Assembly,

"I thank you for the Supplies you have granted for the Public Service, and for the means you have provided in aid of the ordinary Revenues to meet the liabilities of the Province,—in the due application of which, I feel every assurance that the Government will be entitled to confidence.

"Mr.

" Mr. President and Gentlemen of the Legislative Council,

" Mr. Speaker and Gentlemen of the House of Assembly,

"The situation of the Province, after the severe trials to which it has been exposed, during the last two years, and which I regret to think are not yet surmounted, will continue to require the fostering care and attention of the Government. Looking to the calamities which have fallen on other countries, we have abundant cause for thankfulness ; and I rely on receiving that support from you, in your several relations, which will enable me to give effect to the exertions of a loyal people, in regaining their prosperity."

That His Honor the President of the Legislative Council then said—

" Honorable Gentlemen of the Legislative Council,

" Mr. Speaker and Gentlemen of the House of Assembly,

"It is His Excellency the Lieutenant Governor's will and pleasure, that this General Assembly be prorogued until the last Tuesday in June next; and this General Assembly is accordingly prorogued until the last Tuesday in June next, then here to be holden."

CHARLES P. WETMORE, *Clerk.*

APPENDIX.

APPENDIX.

RETURNS FROM BANKS AND OTHER INCORPORATED COMPANIES.

CENTRAL BANK OF NEW BRUNSWICK.

17th JUNE, 1842.

THE Directors beg to mention, in explanation of the within Return, that they had every reason to expect that a sum of about £2,700 would have been paid to the Bank by the Province Treasurer in the course of the last month, and depending upon its being done, their vaults were suffered to get in a much lower state than usual, without any other arrangements being made to replenish them; but owing to circumstances which the Bank could not have anticipated, the payment was not made until after the time up to which the Return was compelled to be made.

They also beg to add, that they have thought expedient, considering the probability of a considerable loss being sustained on a debt connected with the Tobique Mill Company, to decline paying any Dividend at the present time, intending thereby to make good any loss which may be thus sustained.

State of the Central Bank of New Brunswick at 3 o'clock, P. M. on Monday 6th June, 1842.

LIABILITIES OF THE BANK.

Capital Stock paid in,.....	£35,000	0	0
Bills in Circulation,.....	17,596	5	0
Cash deposited, including all sums whatever due from the Bank not bearing Interest, (its Bills in circulation, Profits, and Balances due to other Banks excepted,).....	9,206	14	6
Amount due from the Bank bearing Interest,.....	7,229	6	6
Profits on hand,.....	1,797	12	0
	£70,829	18	0

RESOURCES OF THE BANK.

Gold, Silver and other coined metals in its Banking House,.....	£1,476	12	4
Bills of other Banks incorporated in this Province,.....	874	7	6
Balance due from other Banks,.....	223	4	6
Amount of all Debts due, including Notes, Bills of Exchange, and all Stock and Funded Debts of every description, except Balances due from other Banks,.....	66,888	12	2
Real Estate,.....	1,367	1	6
	£70,829	18	0

Date

Date and amount of the last Dividend, Three per centum, (declared 14th December, 1841, up to the 6th December, 1841,) One thousand and fifty pounds.

Amount of reserved Profits at the time of declaring the last Dividend, Six hundred and sixty pounds nineteen shillings and three pence.

Debts due and not paid and considered doubtful, Three thousand pounds.

I, Samuel W. Babbit, Cashier of the Central Bank of New Brunswick, do make oath and say that the foregoing Return is correct and true to the best of my knowledge and belief.

SAM. W. BABBIT.

Sworn before me this 17th June, 1842.

THOMAS C. LEE, J. P.

We, B. Wolhaupter, T. R. Robertson, Charles McPherson, John F. Taylor and Charles P. Wetmore, being a majority of the Directors of the Central Bank of New Brunswick, do certify and make oath that the Books of the said Bank indicate the state of the facts stated in the foregoing Return, and that we have full confidence in the truth of the said Return so made by the Cashier of the said Bank.

B. WOLHAUPTER,
T. R. ROBERTSON,
CHARLES MACPHERSON,
JOHN F. TAYLOR,
CHAS. P. WETMORE.

Sworn before me this 17th June, 1842.

THOMAS C. LEE, J. P.

State of the Central Bank of New Brunswick at 3 o'clock, P. M. on Monday 5th Dec. 1842.

LIABILITIES OF THE BANK.

Capital Stock paid in,.....	£35,000	0	0
Bills in circulation,.....	12,771	5	0
Balance due to other Banks,.....	543	3	7
Cash deposited, including all sums whatever due from the Bank not bearing Interest, (its Bills in circulation, Profits and Balances due to other Banks excepted,).....	8,079	17	6
Amount due from the Bank bearing Interest,.....	4,452	2	5
Profits on hand,.....	2,943	15	5
	£63,790	3	11

RESOURCES OF THE BANK.

Gold, Silver and other coined metals in its Banking House,.....	£4,160	6	11
Bills of other Banks incorporated in this Province,.....	230	15	0
Balance due from other Banks,.....	1,183	10	3
Amount of all Debts due, including Notes, Bills of Exchange, and all Stock and Funded Debts of every description, except Balances due from other Banks,.....	56,848	10	3
Real Estate,.....	1,367	1	6
	£63,790	3	11

Date and amount of the last Dividend, 6th December, 1841, Three per centum, One thousand and fifty pounds.

Amount of reserved Profits at the time of declaring the last Dividend, Six hundred and sixty pounds nineteen shillings and three pence.

Debts due and not paid and considered doubtful, Three thousand pounds.

I, Samuel W. Babbit, Cashier of the Central Bank of New Brunswick, do make oath and say that the foregoing Return is correct and true to the best of my knowledge and belief.

SAM. W. BABBIT.

Sworn before me this 20th day of December, 1842.

THOMAS C. LEE, J. P.

We,

We, T. R. Robertson, Thomas Pickard, John F. Taylor, Benjamin Wolhaupter and Charles M'Pherson, being a majority of the Directors of the Central Bank of New Brunswick, do certify and make oath that the Books of the said Bank indicate the state of facts stated in the foregoing Return, and that we have full confidence in the truth of the said Return so made by the Cashier of the said Bank.

T. R. ROBERTSON,
THOMAS PICKARD,
JOHN F. TAYLOR,
B. WOLHAUPTER,
C. MACPHERSON.

Sworn before me this 20th day of December, 1842.
THOMAS C. LEE, J. P.

State of the Central Bank of New Brunswick on Monday the 6th March, 1843.

LIABILITIES OF THE BANK.

Capital Stock paid in,.....	£35,000	0	0
Bills in circulation,.....	14,108	0	0
Cash deposited, including all sums whatever due from the Bank not bearing Interest, (its Bills in circulation, Profits and Balances due to other Banks excepted,).....	10,927	6	9
Balance due to other Banks,.....	187	8	9
Amount due from the Bank bearing Interest,.....	3,945	15	11
Profits on hand,.....	2,350	10	5
	£66,519	1	10

RESOURCES OF THE BANK.

Gold, Silver and other coined metals in its Banking House,.....	£5,180	13	2
Bills of other Banks incorporated in this Province,.....	444	2	6
Balance due from other Banks,.....	1,020	8	4
Amount of all Debts due, including Notes, Bills of Exchange, and all Stock and Funded Debts of every description, except Balances due from other Banks,.....	58,506	16	4
Real Estate,.....	1,367	1	6
	£66,519	1	10

Date and amount of the last Dividend, 5th December, 1842, Three per centum, One thousand and fifty pounds.

Amount of reserved Profits at the time of declaring the last Dividend, One thousand eight hundred and ninety three pounds fifteen shillings and five pence.

Debts due and not paid and considered doubtful, Three thousand pounds.

I, Samuel W. Babbit, Cashier of the Central Bank of New Brunswick, do make oath and say that the foregoing Account is correct and true to the best of my knowledge and belief.

SAM. W. BABBIT.

Sworn before me this 10th day of March, 1843.
ASA COY, J. P.

We, Benjamin Wolhaupter, Charles M'Pherson, John F. Taylor, T. R. Robertson and George J. Dibblee, being a majority of the Directors of the Central Bank of New Brunswick, do certify and make oath that the Books of the said Bank indicate the state of facts stated in the foregoing Return, and that we have full confidence in the truth of the said Return so made by the Cashier of the said Bank.

B. WOLHAUPTER,
C. MACPHERSON,
JOHN F. TAYLOR,
T. R. ROBERTSON,
GEO. J. DIBBLEE.

Sworn before me this 10th day of March, 1843.
ASA COY, J. P.

COMMERCIAL BANK OF NEW BRUNSWICK.

Abstract from the Weekly Balance Sheets, shewing the average amount of the Liabilities and Assets of the Commercial Bank of New Brunswick for the half year ending the 2d April, 1842.

LIABILITIES OF THE BANK.

Capital Stock paid in,.....	£150,747	17	8
Bills and Notes in circulation, not bearing Interest,.....	50,533	13	10
Ditto ditto, bearing Interest,.....	0	0	0
Balances due to other Banks,.....	14,874	12	3
Net Profits,.....	2,746	18	2
Cash deposited with the Bank, including all sums due from the Bank, not bearing Interest, (its Bills in circulation and Balances due to other Banks excepted,).....	5,072	0	0
Cash deposited, bearing Interest,.....	5,855	1	1
Total Liabilities of the Bank,.....	£229,830	3	0

RESOURCES OF THE BANK.

Gold, Silver and other coined metals in the Banking House,.....	£5,441	18	10
Real Estate, &c. &c.....	8,619	7	6
Bills of other Banks,.....	4,608	7	8
Balances due from other Banks,.....	10,654	0	9
Debts due to the Bank, including Notes, Bills of Exchange and all Stock and Funded Debts of every description, (Balances due from other Banks excepted,).....	200,506	8	3
Total Resources of the Bank,.....	£229,830	3	0

Rate of last Dividend, Three per cent.

Amount of last Dividend, £4,524 1 6.

Reserved Profits at the time of declaring last Dividend, £315 13 4.

Capital Stock paid in, £150,642 10s.

(E. E.)

Commercial Bank of New Brunswick, 2d April, 1842.

G. C. PARTELOW, *Cashier.*

J. DUNCAN, *PRESIDENT.*

Abstract from the Weekly Balance Sheets, shewing the average amount of the Liabilities and Assets of the Commercial Bank of New Brunswick for the half year ending 1st October, 1842.

LIABILITIES OF THE BANK.

Capital Stock paid in,.....	£150,570	7	8
Bills and Notes in circulation, not bearing Interest,.....	28,106	16	0
Ditto ditto, bearing Interest,.....	0	0	0
Balances due to other Banks,.....	11,389	2	3
Net Profits,.....	4,619	14	0
Cash deposited with the Bank, including all sums due from the Bank not bearing Interest, (its Bills in circulation and Balances due to other Banks excepted,).....	2,715	11	0
Cash deposited, bearing Interest,.....	3,445	1	8
Total Liabilities of the Bank,.....	£200,846	12	7

RESOURCES

RESOURCES OF THE BANK.

Gold, Silver and other coined metals in the Banking House,.....	£4,027	13	11
Real Estate, &c. &c.,.....	8,642	0	2
Bills of other Banks,.....	3,064	17	8
Balances due from other Banks,.....	5,163	1	2
Debts due to the Bank, including Notes, Bills of Exchange, and all Stock and Funded Debts of every description, (Balances due from other Banks excepted,).....	179,948	19	8
Total Resources of the Bank,.....	£200,846	12	7

(E. E.)

*Commercial Bank of New Brunswick, 1st October, 1842.*G. C. PARTELOW, *Cashier.*J. DUNCAN, *PRESIDENT.***BANK OF NEW BRUNSWICK.***State of the Bank of New Brunswick, Monday, 2d January, 1843, 3 o'clock, P. M.***LIABILITIES OF THE BANK.**

Capital Stock paid,.....	£100,000	0	0
Bills in Circulation,.....	8,623	2	6
Net Profits on hand,.....	2,950	3	3
Balance due to other Banks,.....	0	0	0
Cash deposited, including all sums due from the Bank not bearing Interest, (its Bills in circulation, Profits, and Balances due to other Banks excepted,).....	4,665	2	6
Cash deposited, bearing Interest,.....	0	0	0
Total Liabilities of the Bank,.....	£116,238	8	3

RESOURCES OF THE BANK.

Gold, Silver and other coined metals in its Banking House,.....	£10,069	17	5
Real Estate,.....	5,922	4	2
Bills of other Banks incorporated in this Province,.....	3,408	0	0
Balance due from other Banks,.....	2,435	17	1
Debts due to the Bank, including Notes, Bills of Exchange, and all Stock and Funded Debts of every description, (Balances due from other Banks excepted,).....	94,402	9	7
Total Resources of the Bank,.....	£116,238	8	3

Amount of last Dividend, (declared 31st March, 1842,) Two thousand pounds.

Reserved Profits at the time of declaring the last Dividend, One hundred and forty six pounds eleven shillings and one penny.

Doubtful Debts, none.

R. WHITESIDE, *Cashier.**I, Richard Whiteside, Cashier of the above named Bank, do solemnly swear that the above is true according to the best of my knowledge and belief.*

R. WHITESIDE.

Sworn at the City of Saint John this third day of January, 1843,
Before me, ROBERT W. CROOKSHANK, J. P.

SAINT

SAINT STEPHEN'S BANK.*State of the Saint Stephen's Bank on the first Monday of July, 1842, at 3 o'clock, P. M.***DUE FROM THE BANK.**

Capital Stock paid in,.....	£25,000	0	0
Bills in circulation,.....	7,797	15	0
Net Profits on hand,.....	1,408	7	7
Balances due to other Banks,.....	378	14	7
Cash deposited, including all sums whatever due from the Bank not bearing Interest, (its Bills in circulation, Profits and Balances due to other Banks excepted,).....	2,055	9	11
Cash deposited, bearing Interest,.....	0	0	0
Total amount due from the Bank,.....	£36,640	7	1

RESOURCES OF THE BANK.

Gold and Silver in its Banking House,.....	£3,072	3	7
Personal Estate, (a double Iron Safe,).....	173	15	0
Bills of other Banks incorporated in this Province,.....	1,953	0	0
Bills of other Banks without the Province,.....	217	15	0
Balances due from other Banks,.....	724	2	0
Amount of all Debts due the Bank, including Notes, Bills of Exchange, and all Stock and Funded Debts of every description, (excepting Balances due from other Banks,).....	30,499	11	6
Total amount of Resources of the Bank,.....	£36,640	7	1

D. UPTON, CASHIER.

Date and time of declaring the last Dividend, February 28, 1842.

Amount of last Dividend, Four and a half per cent., One thousand one hundred and twenty five pounds.

Amount of reserved Profits at the time of declaring the same, Seven hundred and twenty five pounds.

Amount of all Debts due, not paid, and considered doubtful, none.

CHARLOTTE, ss.—On this twentieth day of January, in the year of our Lord one thousand eight hundred and forty three, personally appeared David Upton, Cashier of the Saint Stephen's Bank, and made oath to the truth of the statements contained in the preceding Return, by him signed, according to the best of his knowledge and belief.

DAVID A. ROSE, J. P.

The undersigned, a majority of the Directors of the Saint Stephen's Bank, hereby certify that the Books of said Bank exhibit the facts presented in the foregoing Statement or Return signed by their Cashier, and that they have full confidence in the truth of said Return so by him made.

NEHEMIAH MARKS,
GEORGE S. HILL,
ROBERT M. TODD,
JOHN MARKS,
GILMAN D. KING.

*State of the Saint Stephen's Bank on the first Monday of January, 1843, at 3 o'clock, P. M.***DUE FROM THE BANK.**

Capital Stock paid in,.....	£25,000	0	0
Bills in circulation,.....	8,678	5	0
Net Profits on hand,.....	1,292	14	1
Balances due to other Banks,.....	11	16	9
Carried forward,.....	£34,982	15	10

	<i>Brought forward,</i>	£34,982	15	10
Cash deposited, including all sums whatever due from the Bank not bearing Interest, (its Bills in circulation, Profits and Balances due to other Banks excepted,).....		2,606	14	10
Cash deposited bearing Interest,.....		0	0	0
	Total amount due from the Bank,.....	£37,589	10	8

RESOURCES OF THE BANK.

Gold and Silver in its Banking House,.....	£3,133	9	4
Personal Estate, (a double Iron Safe,).....	173	15	0
Bills of other Banks incorporated in this Province,.....	579	0	0
Bills of other Banks without the Province,.....	565	10	0
Balances due from other Banks,.....	4,585	10	11
Amount of all Debts due the Bank, including Notes, Bills of Exchange, and all Stock and Funded Debts of every description, (excepting Balances due from other Banks,.....	28,552	5	5
Total amount of Resources of the Bank,.....	£37,589	10	8

Date and time of declaring the last Dividend, August 31, 1842.
Amount of last Dividend, Four per cent. One thousand pounds.
Amount of reserved Profits at the time of declaring the same, Seven hundred pounds.
Amount of all Debts due, not paid, and considered doubtful, none.

D. UPTON, CASHIER.

CHARLOTTE, ss.—On this twentieth day of January, in the year of our Lord one thousand eight hundred and forty three, personally appeared David Upton, Cashier of the Saint Stephen's Bank, and made oath to the truth of the statements contained in the preceding Return by him signed, according to the best of his knowledge and belief.

DAVID A. ROSE, J. P.

The undersigned, a majority of the Directors of the Saint Stephen's Bank, hereby certify that the Books of said Bank exhibit the facts presented in the foregoing Statement or Return signed by their Cashier, and that they have full confidence in the truth of said Return so by him made.

NEHEMIAH MARKS,
GEORGE S. HILL,
NINIAN LINDSAY,
ROBERT M. TODD,
GILMAN D. KING.

Sworn before me, DAVID A. ROSE, J. P.

CENTRAL FIRE INSURANCE COMPANY.

Return of the State of the Central Fire Insurance Company of New Bruuswick, Tuesday 7th March, 1843.

STOCK ACCOUNT.

1836.	DR.			
September.	To	Amount of Capital Stock paid in,.....	£10,000	0 0
	"	Amount not paid in, to be secured by Bonds, &c. with two Sureties,.....	40,000	0 0
			£50,000	0 0
				CR.

x. RETURNS FROM INCORPORATED COMPANIES. [APPENDIX.

CR.			
By Amount of Capital loaned to individuals on promissory Notes, with two endorsers,.....	£5,329	17	1
" Amount of Capital invested in Bank Stock,.....	2,725	0	0
" Amount of Capital invested in Mortgages on Real Estate,	965	8	0
			£9,020 5 1
" Amount due by Shareholders on Capital not paid in, the greater proportion of which is secured by Bonds with two Sureties,....	40,000	0	0
" Balance due on account of Stock paid in, carried down,.....	970	14	11
	£50,000	0	0

ACCOUNT CURRENT.

DR.			
To Amount paid Shareholders since last Return, on account of Dividend declared in June, 1839,.....	£2	10	0
" Paid Office Contingent Account for year ending this date,.....	235	19	11
" Paid Balance of claims standing over from last year, as per Return to 1st March, 1842,.....	£1,112	17	6
Less Interest on amount paid before due,	10	5	7
			1,102 11 11
" Interest on Company's Note discounted to assist in paying losses,	2	13	3
" Paid Joseph Cunard and Co's. claim for loss of Mill by fire on 15th March last, at Kouchibouguac,.....	£200	0	0
Less Interest on amount paid before due,	1	16	2
			198 3 10
" Paid Bank Postage and Discount on John Johnston's Note,.....	0	6	7
" Paid Angus Murphy for loss of House by fire on 4th February, 1842, at Campbellton,.....	133	6	8
" Paid John Simpson, Esquire's, claim for loss of Building, Organ, and damage on Furniture, Printing Office and Materials by fire, 3d December last,.....	£532	5	8
Less Interest on amount paid before due,	4	12	7
			527 13 1
" Paid Messrs. Joseph Cunard and Co. on account of their claim for £500 for loss of Store and Goods by fire on the 15th January last at Kouchibouguac,.....	134	8	9
" Amount invested in Mortgages on Real Estate since last Return, and carried to Stock Account, including a Note for £75, and Interest, £5 13 8,.....	1,046	1	8
	£3,383	15	8
" Balance due the Company, carried down,.....	2,302	8	10
	£5,686	4	6

CR.			
By Balance on hand last year, as per Account Cur. to 1st March, 1842,	£1,421	7	6
" Interest received since March, 1842, on Capital loaned to individuals and premium Notes to date,.....	366	19	6
" Dividends received since last Return on Bank Stock owned by the Company,.....	65	0	0
" Amount collected on Notes for Money loaned out of the Capital Stock, (since last Return,).....	858	0	8
" Discount on Province Securities purchased since March, 1842,....	56	13	4
" A damaged Organ (by fire,) taken from John Simpson, Esquire, for amount insured thereon,.....	75	0	0
Carried forward,.....	£2,843	1	0

<i>Brought forward</i> ,.....	£2,843	1	0
By Premiums received by Agents of the Company since last Return, to 15th February last, so far as Returns have been made, after deducting their Commission,.....	£1,393	18	8
“ Premiums received by Office in Fredericton from 1st March, 1842, to date, including Policies and extra Premium,.....	1,449	4	10
	<u>£2,843</u>	<u>3</u>	<u>6</u>
	<u>£5,686</u>	<u>4</u>	<u>6</u>

DUE BY THE COMPANY.

Balance on Stock as per Account above,.....	£979	14	11
Balance due Shareholders on Dividend declared in June, 1839,.....	30	4	0
Balance due Joseph Cunard and Co. on their claim for loss of Goods and Store at Kouchibouguac, not yet payable,.....	365	11	3
	<u>£1,375</u>	<u>10</u>	<u>2</u>
Balance in favor of the Company, carried down,.....	1,154	2	6½
	<u>£2,529</u>	<u>12</u>	<u>8½</u>

DUE TO THE COMPANY.

Balance as per Account Current above,.....	£2,302	8	10
Interest on Notes, Mortgages and Province Securities not yet payable,	227	3	10½
	<u>£2,529</u>	<u>12</u>	<u>8½</u>

Total amount of Losses sustained by the Company since last Return, £1,365 12 4

Aggregate amount of Risks taken by Agents of the Company since last Return,.....	£59,820	6	8
Aggregate amount of Risks taken by Office in Fre- dericton,.....	65,805	0	0
	<u>£125,625</u>	<u>6</u>	<u>8</u>

Real Estate owned by the Company, none. Surplus Profits, none.

1843. March 7.—By Balance in favor of the Company, brought down, £1,154 2 6½.

(E. E.)

B. WOLHAUPTER,
THOS. T. SMITH,
W. D. HARTT,
WM. A. M'LEAN,
JOHN S. COY,

} Directors.

Fredericton, 7th March, 1843.

WM. M'BEATH, Secretary.

YORK, ss.—William M'Beath, Secretary to the Central Fire Insurance Company of New Brunswick, maketh oath and saith that the foregoing Statement is correct and true to the best of his knowledge and belief.

WM. M'BEATH, Secretary.

Sworn to at Fredericton, the 7th day of March, 1843,
Before me, JOHN T. SMITH, J. P.

NEW BRUNSWICK MARINE ASSURANCE COMPANY.

General Annual Return of the transactions of the New Brunswick Marine Assurance Company, made up to 30th of June, 1842, as the Act of Incorporation directs.

	RISK.			PREMIUM.		
Amount underwritten on 364 Policies, from 1st July, 1841, till 30th June, 1842, inclusive, with the Premium thereon,.....	£339,201	0	0	£11,039	2	9
Risk written off, as determined lost or cancelled during the year, and the Premium earned,.....	£304,024	0	0	£10,021	0	0
Outstanding Risk,.....	35,177	0	0	1,018	2	9
	£339,201	0	0	£11,039	2	9

Return of Loss sustained by the New Brunswick Marine Assurance Company on Policies issued during the year ending 30th June, 1842, inclusive.

Amount of Loss on Policies issued during the year ending 30th June, 1842, paid,.....	£5,408	3	10
Amount of ascertained Loss, not paid,.....	393	0	0
Reported Loss, Vouchers not yet lodged in the Office,.....	420	0	0
	£6,221	3	10

Return of the Assets of the New Brunswick Marine Assurance Company 30th June, 1842.

Stockholders Bonds, with Sureties,.....	£40,000	0	0
Bonds of the Corporation of the City of Saint John, bearing Interest at 6 per cent. per annum,.....	5,000	0	0
136 Shares Commercial Bank Stock, £25 per Share,.....	3,400	0	0
32 Shares Bank of New Brunswick Stock, £50,.....	1,600	0	0
Premium Notes,.....	5,365	0	0
Cash in Bank of British North America,.....	961	0	0
Cash in Office,.....	83	18	0
12 month's Interest due on City Bonds,.....	300	0	0
Office fittings, &c. &c. worth,.....	50	1	2
	£56,760	0	0

Adam Jack, Secretary to the New Brunswick Marine Assurance Company, maketh oath and saith that the annexed Returns, being the Annual Statement of the transactions of the Company for the year ending 30th June last,—their Assets,—and the amount of Loss sustained,—are just and true statements of the affairs of the Company as they existed on the 30th June last at three o'clock.

A. JACK.

Sworn before me, at Saint John, }
this 7th day of July, 1842, } W. H. STREET, J. P.

We, the Undersigned, Directors of the New Brunswick Marine Assurance Company, do hereby certify that the annexed Returns, exhibiting the state of the Company's affairs for the past year, ending 30th June, as made up and attested by the Secretary, contain a just and full account of the whole affairs of the Corporation,—that the Books of the Company indicate the state of facts set forth, and that we have every confidence in the fidelity of the said Returns.

J. KIRK,
JOHN WISHART,
J. DUNCAN,
WM. WALKER,
THOS. LEAVITT.

Saint John, N. B. 7th July, 1842.

Semi-Annual Return of the affairs of the New Brunswick Marine Assurance Company for the six months ending Thursday, 5th January, 1843, at 3 o'clock, according to the Act of Incorporation.

		RISK.	PREMIUM.
Risk taken.	Outstanding Risk, and the Premium thereon, 30th June, 1842,.....	£35,177 0 0	£1,018 2 9
	Underwritten during the six months ending 5th January, 1843,.....	150,331 0 0	5,717 15 6
		<u>£185,508 0 0</u>	<u>£6,735 18 3</u>
Risk determined.	Risk outstanding 30th June, 1842, since written off,.....	£32,677 0 0	£892 12 9
	Risk underwritten during the past six months, now determined,.....	100,766 0 0	3,144 10 0
		<u>£133,443 0 0</u>	<u>£4,037 2 9</u>
Risk outstanding.	Outstanding of Risk taken prior to 30th June, 1842,.....	£2,500 0 0	£125 10 0
	Outstanding of Risk taken since 30th June, 1842,.....	49,565 0 0	2,573 5 6
		<u>£52,065 0 0</u>	<u>£2,698 15 6</u>
Loss.	Loss paid on Policies issued prior to 30th June, 1842, (during the past six months,).....	£830 0 5	
	Loss paid on Policies issued since 30th June, 1842, do.....	316 17 11	
	Estimated liabilities of the Company for reported disasters,.....	1,025 0 0	£2,171 18 4
PROFITS.	Dividend of 20 per cent. declared in July, 1842, and paid in August following,.....	£2,000 0 0	
	Estimated surplus Profits in July, 1842, in Premium Notes having some months to run,.....	2,240 0 0	
	Dividend of 15 per cent. declared in January, 1843, payable in February ensuing,.....	1,500 0 0	
	Estimated surplus Profits in January 1843, partly in paper having some months to run, and partly as a permanent deposit in the Bank of British North America, to meet exigencies and depreciation in the value of Stocks in which the Capital Stock paid up is now invested,	2,557 0 0	£8,297 0 0
			<u>£8,297 0 0</u>
CAPITAL paid up.	The paid up Capital of Ten thousand pounds is now invested, viz : In Bonds of the Corporation of the City of Saint John, secured by a Judgment obtained against the said Corporation in the Supreme		

	Court, and guaranteed by the Assignees of the Corporation,.....	£5,000	0	0
	In Bank Stocks in the City of Saint John,.....	5,000	0	0
RESIDUE.	The residue of the Capital Stock, 80 per cent. of £50,000, is secured to the Company by the Bonds of the individual Shareholders, with sureties satisfactory to the Board of Directors,.....	40,000	0	0
		<u>£50,000</u>	<u>0</u>	<u>0</u>

A. JACK, *Secretary*.*Saint John, N. B. 10th January, 1843.*

*Names of the Stockholders in the New Brunswick Marine Assurance Company,
6th January, 1843.*

Charles F. Allison,	Sackville,	20	Alexander M'Lean,	St. Andrews,	20
J. H. Anderson,	Halifax,	20	Thomas Nisbet,	Saint John,	4
George Bond,	Carleton,	5	G. V. Nowlan,	....	20
William A. Black,	Halifax,	20	Thomas Pettingell,	....	15
John Bazalgette,	....	40	Thos. Paddock's Heirs,	....	5
I. L. Bedell,	Saint John,	20	William Parks,	....	30
Bank of British North America,		105	J. H. Peters,	Miramichi,	50
Alfred Smithers,	Saint John,	30	William Ruddock,	Saint John,	20
William Carvill,	....	20	John Robertson,	....	20
R. W. Crookshank,	....	30	Duncan Robertson,	....	20
Enos Collins,	Halifax,	80	John Rodger,	St. Andrews,	5
William Crane,	Sackville,	20	W. J. Ritchie,	Saint John,	25
John Duncan,	Saint John,	20	W. H. Scovil,	....	50
John Duffus,	Halifax,	20	Joseph Starr,	Halifax,	35
Joseph Fairweather,	Saint John,	40	David Starr,	....	30
J. H. Hartt,	....	125	G. H. Starr,	....	50
John Hammond,	....	20	William Salters,	....	10
R. L. Hazen,	....	10	Daniel Starr,	....	30
Thomas Hosterman,	Halifax,	27	J. G. Sawyer,	....	20
J. E. Hosterman,	....	20	W. F. Smith,	Saint John,	10
E. L. Jarvis,	Saint John,	20	Matilda Starr's Trustees,	Halifax,	20
William Jarvis,	....	30	George Sears,	Saint John,	28
J. E. W. Inglis,	Halifax,	6	Edward Sears,	....	27
Eliza Inglis,	....	4	J. V. Thurgar,	....	20
J. W. M. Irish,	Saint John,	10	Charles Twining,	Halifax,	5
William Jack,	....	40	Richard Tremain,	....	5
Edwin Ketchum,	....	10	Scott Tremain,	....	12
James Kirk,	....	56	A. M. Uniacke,	....	30
James Keator,	....	40	J. B. Uniacke,	....	30
Edward Kenney,	Halifax,	20	George Wheeler,	Saint John,	20
W. H. Keating,	....	10	John Ward,	....	20
Daniel Leavitt,	Saint John,	10	Stephen Wiggins,	....	35
Francis Leavitt,	....	10	F. A. Wiggins,	....	35
Thomas Leavitt,	....	20	Jacob Wilson,	....	5
James Moran,	Quaco,	10	John Wishart,	....	70
William Murdoch,	Halifax,	20	G. C. Whidden,	Halifax,	10
J. S. Morris,	....	30	J. T. Wainwright,	....	10
J. G. Marshall,	....	18	C. H. Wallace,	....	10
D. J. M'Laughlin,	Saint John,	30	C. W. Wallace,	....	10
Allan M'Lean,	....	8	Trustees for Company to secure a debt,		35

Adam

Adam Jack, Secretary to the New Brunswick Marine Assurance Company, maketh oath that the annexed Returns, exhibiting the transactions of the Company during the six months ending the fifth of January instant,—the amount of paid up Capital, and how it is invested, and the manner in which the residue of the Capital is secured to the Company,—the amount of Dividend declared, and the apparent surplus Profits,—with the names of the Stockholders,—is a just and true statement of the affairs of the Company, and a correct list of Stockholders, up to the fifth of January, at three o'clock.

A. JACK.

Sworn before me, at Saint John, N. B. } GEO. D. ROBINSON, J. P.
this 23d day of January, 1843,

The undersigned Directors of the New Brunswick Marine Assurance Company, do severally make oath that the accompanying statements of the affairs of the Corporation,—the investment of the paid up Capital, and the securing of the residue of the Capital Stock,—the amount of Dividend declared, and apparent surplus Profits,—with the names of the proprietors of the Stock,—as made up and attested by the Secretary, are substantially correct; that the Books of the Company indicate the state of facts there set forth; and that we have entire confidence in the truth and accuracy of the said Returns.

J. KIRK, President.
JOHN WARD, Jun.
JOHN DUNCAN,
JOHN V. THURGAR,
JOHN WISHART,
THOS. LEAVITT, } Directors.

Sworn before me, at Saint John, N. B. } GEO. D. ROBINSON, J. P.
this 23d January, 1843,

MECHANICS' WHALE FISHING COMPANY.

Statement of the affairs of the Saint John Mechanics' Whale Fishing Company to 1st September, 1842.

Dr.

To Capital paid in, say 82 per cent. on £50,000,.....	£41,000	0	0
" Amount of Liabilities to date,.....	10,153	4	0
" Balance in favor of the Company,.....	1,016	14	6
	£52,169	18	6

Cr.

By amount at debit "Ship Java," 1st September, 1842,.....	£11,873	11	0
" Ditto ditto "Pacific," ditto,	8,556	1	11
" Ditto ditto "Peruvian," ditto,	10,315	13	5
" Ditto ditto "Mechanic," ditto,	8,511	3	1
" Sundry Debts due the Company by the four Ships' Crews, Officers, &c. &c.....	4,163	17	10
" Sundry Stock on hand in Casks, &c.....	2,530	13	8
" Amount at debit Stores in Portland,.....	1,571	3	2
" Profit and Loss Account, for charges, &c.....	4,647	14	5
	£52,169	18	6

I, John Kirby, Secretary to the Saint John Mechanics' Whale Fishing Company do swear that the above statement of the affairs of said Company are just and true to the best of my knowledge and belief.

JOHN KIRBY.

Sworn before me this 27th day of February, 1843,
J. KERR, J. P.

THOS. NISBET, PRESIDENT.
JOHN WISHART,
JOHN DUNCAN,
D. J. M'LAUGHLIN,
J. W. M. IRISH,
ALEX. ROBERTSON, } Directors.

List

List of Stockholders belonging to the Saint John Mechanics' Whale Fishing Company up to first day of September, 1842.

1	Thomas Allen,	58	James Lawton,
2	M. B. Almon,	59	William Lawton,
3	James Allen,	60	Benjamin Lawton,
4	John Berryman,	61	Alex. Lawrence,
5	Alex. Balloch,	62	Joseph Lingley,
6	John Burns,	63	J. B. Lingley,
7	Spafford Barker,	64	P. Lumbart,
8	J. W. Barker,	65	Sampson Maniton,
9	Thos. Barlow, Jun.	66	Ira Mosher,
10	Elijah Barker,	67	Charles M'Pherson,
11	Wm. A. Black,	68	Thomas Marjoribanks,
12	Lieut. Col. Bazelgette,	69	Charles J. Melick,
13	Lewis Bliss,	70	D. J. M'Laughlin,
14	Thomas Cunard,	71	C. C. M'Donald,
15	Isaac Clarke,	72	John M'Naughton,
16	Robt. Cunard,	73	Alex. M'Millan,
17	John Crear,	74	George Morrow,
18	Rich. Calvert,	75	William M'Cready,
19	Mayes Case,	76	Estate Nehemiah Merritt,
20	J. C. Crookshank,	77	Allan M'Lean,
21	John Duncan,	78	Thomas Nisbet,
22	John Dooley,	79	Thomas Nisbet, Jun.
23	Samuel Dalton,	80	William Nisbet,
24	Robert Fulton,	81	Robert Nisbet,
25	Charles Fisher,	82	George V. Nowlin,
26	Joseph Fairweather,	83	William Olive,
27	W. H. Fisher,	84	Isaac Olive,
28	John Gregory,	85	Mrs. Oliver,
29	Miss Emma Godsoe,	86	Humphrey Pickard,
30	Charles Godsoe,	87	Samuel Peters,
31	Thomas Heans,	88	Daniel Purrington,
32	James Harris,	89	James Peters,
33	George Hutchinson,	90	Thomas Quintance,
34	W. D. Hartt,	91	William A. Robertson,
35	John Hardenbrook,	92	Alex. Robertson,
36	• Thomas Hay,	93	John Robertson,
37	John Hartt,	94	William Roberts,
38	James Hales,	95	Robert Robertson, Jun.
39	Geo. W. Hartt,	96	John Rhodes,
40	John Haws,	97	William L. Ray,
41	John Hales,	98	Samuel Strange,
42	F. W. Hatheway,	99	Daniel Scott,
43	Rev. William Harrison,	100	Justin Spahn,
44	Henry Hennegar,	101	Ebenezer Stephens,
45	David Johnstone,	102	Charles Sorrell,
46	I. W. Jouett,	103	Samuel Spiller,
47	Samuel Jordan,	104	Edward Sears,
48	James Johnstone,	105	George Sears,
49	J. M. W. Irish,	106	Robert Summers,
50	Thomas Jordan,	107	George Strickland,
51	Robina Jackson,	108	C. C. Stewart,
52	Thomas Kearney,	109	Benjamin Smith,
53	Robert Keltie,	110	James Scott,
54	James Keator,	111	W. J. Stephens,
55	Frederick Kinsman,	112	Samuel Seeds,
56	James Kirk,	113	George Sweeney,
57	James P. Kirby,	114	Rev. J. M. Sterling,

115	Alfred Smithers,	122	John Ward,
116	George Thomson,	123	Thomas Walker,
117	James Tibbitts,	124	S. Wiggins and Son,
118	Samuel L. Tilley,	125	A. M. Uniack,
119	John L. Wilmot,	126	J. B. Uniack,
120	Sylvester Wood,	127	Silas Young.
121	John Wishart,		

I, John Kirby, Secretary to the Saint John Mechanics' Whale Fishing Company do declare that every of the Stockholders in the above List contained are bona fide British Subjects, and that no Foreigner or Alien hath any Share or Interest in the Stock of the said Company to the best of my knowledge and belief.

JOHN KIRBY, *Secretary.*

Declared before me this 27th day of February, 1843,
J. KERR, J. P.

THOS. NISBET, PRESIDENT.
JOHN WISHART,
JOHN DUNCAN,
D. J. M'LAUGHLIN, } *Directors.*
J. W. M. IRISH,
ALEX. ROBERTSON,

CASUAL AND TERRITORIAL REVENUE ACCOUNTS.

ABSTRACT

**Of the Receipts and Expenditure of the Casual and Territorial Revenues
of the Province of New Brunswick for the Year 1842.**

To Balance in favor of the Revenue on the 31st December, 1841,.....	£2,480	19	9
“ Gross proceeds of Tonnage on Timber and Lumber cut on Crown Lands,.....	6,631	16	4
“ Gross proceeds of Land sold and leased,.....	2,165	1	10
“ Contingencies collected at the Secretary's Office,.....	304	8	4
“ Do. collected at the Crown Land Office,.....	289	17	5
“ Fines in Courts of Law,.....	13	0	0
	£11,885	3	8
By amount paid for sundry Surveys and Inspections,.....	£1,740	16	3
“ “ Provincial Treasurer under Act of Assembly,.....	4,500	0	0
“ “ Stationery for Crown Land Office,.....	94	1	11
“ “ Sundry Contingent Expenses of Crown Land Office,.....	35	14	5
“ “ Jacob Allan's Salary and Expenses of Office,.....	383	14	10
“ “ Seizing Officers dues,.....	163	2	6
“ “ For Fuel for Crown Land Office,.....	22	2	9
“ “ For Printing for do.	280	19	9
“ “ Office of Audit Contingencies,.....	52	13	8
“ “ Return for Land not vacant,.....	85	5	0
“ “ Travelling Expenses of Executive Council,.....	231	0	0
“ “ Indoor Establishment and Extra Clerk hire Crown Land Office,.....	1,435	0	0
“ “ Receiver General's Contingencies,.....	24	4	1
“ “ John Grant for Expenses of himself and Staff Bearers while employed on the Bay Verte Canal Survey,..	220	0	0
“ “ Doctor Gesner, advance on account of Survey of the Tobique River and Valley,.....	75	0	0
“ “ John Wilkinson, for disbursements while exploring certain parts of the Boundary Line,.....	95	0	0
“ “ Doctor Gesner to aid in forming and exploring the Mechanic Settlement,.....	75	0	0
“ “ Attorney General's allowance for Stationery,.....	10	0	0
“ “ Costs in Law,.....	16	4	6
“ “ James Biggs, attendance on Executive Council for three years,.....	20	0	0
“ “ Deposits on Land, (Returned,).....	24	15	0
“ “ Surveyor General's Postage,.....	134	19	11
“ “ Balance in favor of the Revenue,.....	2,165	9	1
	£11,885	3	8

1842.			
Dec. 31.	To Balance in favor of the Revenue this date,.....	£2,165	9 1
	Made up as follows :—		
	Balance in Cash in Receiver General's hands, £1,274	10	2
	Less unpaid Warrants,.....	39	1 8
		£1,235	8 6
	Paid Warrants of His Excellency the Lieutenant Governor for advances on account of various services, several of which have heretofore been charged as Contingencies, and for which no provision had been made, and now submitted for appropriation, to be refunded to the Casual Revenue per annexed Schedule,.....	930	0 7
		£2,165	9 1

(E. E.)

F. P. ROBINSON, AUDITOR.

Office of Audit, January 9, 1843.

CHILD DILE

Of Warrants drawn on the Casual and Territorial Revenues of the Province of New Brunswick during the year 1843.

...	James Wilcox,	3	11	1	Sundries for Crown Land Office between 23d Jan. and 9th Nov. 1841,	do.	do.	do.
...	Munro, Wallace & Co.	0	5	0	Matches for Crown Land Office, ordered in Council 5th January, 1842.	do.	do.	do.
...	William L. Avery,	6	5	9	Stationery for Crown Land Office,	do.	do.	do.
...	Thomas T. Smith,	2	2	0	Stationery for Crown Land Office,	do.	do.	do.
...	Henry S. Beek,	9	2	2	Stationery for Crown Land Office,	do.	do.	do.
...	Stephen Smith,	0	10	0	Map Case for Crown Land Office,	do.	do.	do.
...	Edmund Ward,	0	15	0	Sentinel Newspaper for Crown Land Office,	do.	do.	do.
381	H. M. G. Garden,	62	10	0	Surveying on the Restook Portage,	do.	do.	do.
...	Allan McLean,	7	0	0	Special Inspection of Timber,	do.	do.	do.
...	John Davidson,	30	0	0	Surveying Lots of Land in the Howard Settlement, ordered in Council 5th January, 1842.	do.	do.	do.
...	H. M. G. Garden,	8	0	0	Double Duty on Timber,	do.	do.	do.
...	W. B. Phair,	2	0	3	Auditor General's Postage to 31st December, 1841,	do.	do.	do.
...	John Simpson,	139	4	9	Publications in the Royal Gazette, 1841.	do.	do.	do.
382	John Davidson,	117	0	0	Double Duty paid to the Receiver General 26th January, 1842, by Todd and Porter.	do.	do.	do.
383	Beverly Robinson,	1,000	0	0	On account of monies in the Receiver General's hands belonging to the Queen's Casual Revenue.	do.	do.	do.
384	William B. Phair,	39	7	9	Surveyor General's Postage, quarter ending 31st December, 1841.	do.	do.	do.
385	H. M. G. Garden,	82	0	9	Inspecting Timber between 20th March and 22d June, ordered in Council 12th February, 1842.	do.	do.	do.
386	William J. Layton,	107	5	9	Inspecting Timber to 1st March, 1841,	do.	do.	do.
...	John B. Morrel,	0	7	6	Putting up a Porch in 1840 for Crown Land Office,	do.	do.	do.
...	Joseph Whittaker,	1	9	0	Bark for Crown Land Office,	do.	do.	do.
...	James Annand,	6	8	0	Carpenter and Cabinet work for Crown Land Office,	do.	do.	do.
...	Edmund Ward,	23	8	9	Advertising in Sentinel to 15th January, 1842,	do.	do.	do.
387	H. M. G. Garden,	6	5	0	Surveying the connection Line between Playford's Line and the Monument, ordered in Council 12th Feb. 1842.	do.	do.	do.
...	H. B. Rainsford,	8	5	0	Surveying Timber to 23d October, 1841, ordered in Council 12th February, 1842.	do.	do.	do.
...	Allan McLean,	9	16	0	Inspecting Timber,	do.	do.	do.
...	J. G. Layton,	22	0	0	Surveying Lots of Land.	do.	do.	do.
...	Michael Tierney,	12	10	0	Wood for Crown Land Office, ordered in Council 12th February, 1842.	do.	do.	do.
...	Michael Tierney,	4	0	0	Wood for Auditor's Office,	do.	do.	do.
388	Samuel Heustis,	30	0	0	Paid by him for Land in 1833,	do.	do.	do.
389	James McCoys,	9	4	0	Do.	do.	do.	do.
10	John W. Weldon,	10	10	0	Travelling expenses to attend the Executive Council.	do.	do.	do.
15	H. B. Rainsford,	8	0	0	For demanding performance of condition of Bonds, ordered in Council 14th March, 1842.	do.	do.	do.
...	M. Caruthers,	14	10	0	Double duty, ordered in Council 14th March, 1842.	do.	do.	do.
...	B. R. Jonett,	83	10	0	Surveying Lots on Saint Andrews Road, ordered in Council 14th March, 1842.	do.	do.	do.
...	Carried forward,...	£3,421	8	7				

Schedule of Warrants drawn on the Casual and Territorial Revenues of the Province of New Brunswick during the year 1842.—Continued.

		<i>Brought forward, £3,424 8 7</i>			
391	March 15	J. G. Harding,	1	2	11
392	18	Hon. William Black,	23	6	8
	"	" Chas. Simonds,	35	0	0
	"	" H. Johnston,	29	3	4
	"	" J. Cunard,	21	0	0
	"	" William Crane,	10	10	0
393	22	Alexander McNeil,	154	6	0
	"	Francis Beverly,	13	17	4
	"	H. N. Drake,	2	0	0
	"	G. Harding,	0	13	6
394	29	John S. Saunders,	252	10	0
	"	Ditto,	106	5	0
395		Jacob Allan,	62	10	0
398	April	William B. Phair,	32	5	1
401	May	Nelson Arnold,	6	2	6
	"	W. J. Layton,	10	0	0
	"	J. G. Layton,	12	10	0
	"	James F. Gale,	0	4	0
	"	A. P. Smiler,	2	0	0
	"	William Mahood,	43	5	0
	"	Thomas Stewart,	1	13	4
	"	Enoch O. Bradley,	2	9	0
402	"	Joseph Whittaker,	0	18	9
	"	Allan McLean,	22	16	0
	"	H. M. G. Garden,	33	15	0
	"	John Davidson,	29	5	0
	"	James Willox,	4	5	6
	"	Allan McLean,	27	11	9
	"	Aaron Libby,	2	5	0
403	"	Hon. Thos. C. Lee,	24	4	1
404	June	Beverly Robinson, Esq.	2000	0	0
405	"	John S. Saunders,	252	10	0
	"	Ditto,	106	5	0
406	"	Jacob Allan, Esq.	62	10	0
407	July	M. Carruthers,	105	4	2
	"	W. J. Bedell,	6	10	0
<i>Carried forward, £6,925 2 6</i>			£6,925	2	6
<p>Locks, &c. for Auditor's Office. Travelling Expenses to attend the Executive Council to 18th March, 1842. do. do. do. do. Surveying Land in Gloucester, £55 1s. Inspecting Timber, £99 5s. Stationery and Binding for Crown Land Office from June 1841 to January 1842. Coals for Crown Land Office, February, 1842. Work for do. Indoor Establishment of Crown Land Office ending 31st March. Extra Clerk hire, quarter ending 31st March, 1842. Salary, quarter ending 31st March, 1842. Surveyor and Auditor General's amount of Postage to 31st March, 1842. Double duty, ordered in Council 4th May, 1842. do. Inspecting Timber as an assistant from 17th March to 22d July, 1840, ordered in Council 4th May, 1842. Matches for Crown Land Office, ordered in Council 4th May. Painting Boat for Crown Land Office, do. Inspecting Timber to 20th November, 1842, do. Sundries for Crown Land Office to 22d October, 1841, ordered in Council, 4th May. Blacksmith's work for Crown Land Office to 12th January, 1842, ordered in Council 4th May. Bark for Crown Land Office, ordered in Council 4th May, 1842. For Surveys in rear of Maxwell Settlement, ordered in Council 4th May, 1842. Surveying 45 Lots at 15s. per Lot, do. Surveying 39 Lots at 15s. per Lot, do. Sundries for Crown Land Office, do. Surveying New Durham Settlement, do. Lighting two Fires in Auditor's Office six months, do. Contingencies from 1st October, 1841, to 1st May, 1842, ordered in Council 4th May, 1842. On account of monies in Receiver General's hands belonging to Queen's Casual Revenue. Indoor Establishment Crown Land Office, quarter ending 30th June, 1842. Extra Clerk hire of do. His Salary for the quarter ending 30th June, 1842. Inspecting Timber, ordered in Council 2d July, 1842. Candles for Crown Land Office, ordered in Council 2d July, 1842.</p>					

Schedule of Warrants drawn on the Casual and Territorial Revenues of the Province of New Brunswick during the year 1842.—Continued.

	Brought forward....	£7,978 16 7	
Sept. 30	Hon. John S. Saunders,	252 10 0	Indoor Establishment Crown Land Office, quarter ending 30th September.
" "	Ditto,	106 5 0	Extra Clerk hire of do.
" "	Jacob Allan,	62 10 0	Salary for quarter ending 30th September, 1842.
" "	Hon. William Black,	17 10 0	Three Journeys to Fredericton to attend Executive Council.
" "	" Charles Simonds,	35 0 0	Six do.
" "	" Joseph Cunard,	31 10 0	Three do.
" 29	John Wilkinson,	95 0 0	Advance to him for disbursements on Survey of certain parts of new Boundary Line, per Excellency's order.
October 1	John Grant,	80 0 0	Advance per Order on File, to be accounted for.
" 14	Doctor Gesner,	75 0 0	Amount advanced him for expenses while exploring.
" 24	Hon. William Black,	17 10 0	Three Journeys to Fredericton to attend Executive Council.
" 5	William J. Layton,	7 6 0	
" "	William Mahood,	3 0 0	
" "	John Davidson,	4 12 6	Amounts advanced them to pay Chainbearers, ordered in Council 3d November, 1842.
" "	Robert Snell,	4 5 0	
" "	H. M. G. Garden,	13 10 0	
" "	Nelson Drake,	5 5 0	Coals for Crown Land Office,
" 29	B. W. Thayer & Co.	5 11 3	Stationery for do.
" "	W. S. Jones,	10 9 5	Stationery and Instruments for Crown Land Office.
" "	William B. Phair,	28 18 7	Postage to 4th October, 1842, do.
" "	Patrick McGrath,	3 14 6	Stove Pipe and other work for do.
" "	Jacob Allan,	16 4 6	Costs of Suit, Perley vs. Allan.
" "	Jacob Allan,	76 9 9	Clerk hire and Boatman from 1st May to 30th September, 1842.
" "	William B. Phair,	4 18 10	Auditor's Postage, quarter ending 30th September, 1842.
" "	Thomas Sweade,	1 5 0	Auditor's Contingencies.
" "	John Simpson,	72 3 9	Printing and Stationery for Crown Land Office, three quarters ending 30th September.
" "	H. W. Drake,	2 16 3	Coals for Auditor's Office.
" "	Henry S. Beek,	14 13 10	Stationery for Crown Land Office from 7th July to 20th October, 1842.
" "	James Biggs,	20 0 0	Attendance on Executive Council for years 1840, 1841, and 1842.
" 9	Wheeler Lawrence,	38 11 0	Amount paid by him for Land in Charlotte County since sold to S. Cornick.
" 8	H. M. G. Garden,	2 18 9	Expenses of Chainbearers, allowed in Council 3d November, 1842.
Dec. "	W. Mahood,	57 0 0	Inspecting Timber.
" "	John Davidson,	43 0 0	Do.
" "	Henry S. Beek,	8 15 1	Auditor's Contingencies.
" 10	B. R. Jonett,	42 0 0	Amount of Account for surveying.
" 13	John Cunningham,	50 0 0	On account surveying Land by order of His Excellency.
" "	Israel J. Hanson,	2 5 0	Timber Licence, ordered in Council 2d December, 1842.
" 21	William Mahood,	7 4 0	Advance to pay Chainbearers and Axemen, ordered in Council 23d September, 1842.
" 31	Hon. Thomas Baillie,	358 15 0	Indoor Establishment, and extra Clerk hire, quarter ending 31st December, 1842.
" "	Jacob Allan,	62 10 0	Salary for quarter ending 31st December, 1842.
	Total Amount....	£9,719 14 7	Office of Audit, Fredericton, N. B. 7th January, 1843.

Office of Audit, Fredericton, N. B. 7th January, 1843.

F. P. ROBINSON, AUDITOR.

SCHEDULE

Of Warrants drawn on the Queen's Casual Revenue for Postage and other Contingencies, to be refunded.

Warrant No. 379—Lieut. Governor's Postage to 31st Dec. 1841,.....	£74	5	2
“ “ “ Provincial Secretary's Postage to do.	91	16	7
“ “ “ Adjutant General's do. do.	18	15	1
“ “ “ Emigrant Agent's do. do.	1	1	8
Warrant No. 396—A. Reade, Esquire, Lieutenant Governor's Postage to 30th September, 1841,.....	142	0	6
Warrant No. 397—Lieut. Governor's Postage to 31st March, 1842,.....	91	11	3
Warrant No. 399—Provincial Secretary's Postage do.	28	19	10
Warrant No. 400—A. Reade, Esq. Sir J. Harvey's contingencies paid by him in 1842,	33	0	3
Warrant No. 408—Lieut. Governor's Postage to 30th June, 1842,.....	113	11	3
“ “ “ Provincial Secretary's Postage do.	45	4	3
“ “ “ Emigrant Agent's Postage do.	1	17	1
“ “ “ Lieut. Governor's Postage at Woodstock,.....	2	8	9
Warrant No. 423—Provincial Secretary for Stationery and Fuel for the past year,.....	105	0	0
Warrant No. 425—Lieut. Governor's Postage to 5th October, 1842,.....	93	7	11
Warrant No. 426—Provincial Secretary's Postage to 10th October, 1842,	72	17	6
Warrant No. 430—Emigrant Agent's expenses of Office,.....	7	15	6
Warrant No. 433—Thomas Corrigan, Express to Saint John,.....	6	8	0
	£930	0	7

F. P. ROBINSON.

Office of Audit, 7th January, 1843.

SCHEDULE
Of Warrants drawn on the Queen's Casual Revenue from the 31st of December, 1842, to the 31st of February, 1843.

No. of Warrant.	Date.	In whose favor.	Amount.				On what account.
	1843.		£126	0	0	£42	Balance of his Account for exploring the Tobique, Grand and Restigouche Rivers.
441	January 4	Doctor Gesner,	15	10	0		{ Amount advanced them to enable them to procure Vouchers from Chainbearers, Labourers, &c., ordered in Council 23d September, 1842.
442	" 10	Samuel L. Wilnot,	6	7	6		
	" "	Alexander McNeil,					
	" "	L. B. Rainsford,				147	
443	" 28	Joseph Hunter,	12	1	1	4	
	" "	Francis Beverly,	200	0	0	0	For making out yearly Return of Timber for the information of the Legislature of Canada.
	" "	Thomas O'Keleher,					Stationery for Crown Land Office from 16th March to 27th August, 1842.
	" "	Michael Carruthers,	58	11	0	212	Cancelled.
	" "	William Mahood,	20	11	3	1	Seizing dues on 1.171 Tons of Timber.
	" "	Justin Spahn,	4	12	6		Do. on 235 M. superficial feet of Lumber.
	" "	H. M. G. Garden,	26	4	0		Instruments for Crown Land Office.
						109	Surveying Land.
444	" "	Robert Snell,	5	0	0		Surveying Land.
	" "	H. M. G. Garden,	6	10	0		For tracing and exploring lines.
	" "	William Mahood,	24	5	6		Surveying Land.
	" "	John Cunningham,	53	15	0		Do.
	" "	Andrew Blair,	81	0	0		Do.
	" "	John Simpson,	105	0	9		Printing for Crown Land Office.
	" "	John Davidson,	18	0	0		Surveying Land.
	" "	Samuel Barker,	0	4	0		Cartage for Crown Land Office.
	" "	Robert Lipsett,	0	14	0		Do.
	" "	William Reynolds,	0	8	0		Do.
	" "	Do.	0	9	8		Stationery for Crown Land Office.
	" "	William B. Phair, Jun.	1	8	11		Keil for Crown Land Office Boat.
	" "	John Livingston,	3	0	0		Auditor's Contingencies.
	" "	Francis Beverly,	0	18	1		Stationery for Office of Audit.
	" "	John Kelley,	0	10	0		Carriage of Deputy Treasurer's Account from Miramichi.
	" "	R. Miller,	0	4	0		Cartage for Office of Audit.
	" "	H. M. G. Garden,	11	2	6		For surveying Land.
		Carried forward,...	£312	10	5	£516	
						4	10

Schedule of Warrants drawn on the Queen's Casual Revenue from the 31st of December, 1842, to the 21st of February, 1843.—Continued.

No. of Warrant.		Amount.	On what account.
446	...	5	For Inspecting Timber.
447	...	0	" Office of Audit Contingencies.
448	...	6	" Stationery for Office of Audit.
449	...	6	" Wood for do.
450	...	9	" Contingencies for do.
451	...	6	" Bark for Crown Land Office.
452	...	6	" Contingencies for do.
453	...	359 8 2	Surveyor General's Postage to 8th January, 1843.
454	...	40 0 7	Auditor General's do, to 7th January, 1843.
455	...	28 11 10½	Amount of Craven's Bill for work on the Royal Road in 1837.
456	...	68 12 5½	For Timber out on the Tobique Mill Company Land, ordered in Council 26th Jan. 1843.
457	...	5 8 4	One Journey, To attend the Executive Council previous to the 31st Dec., 1842, ordered
458	...	64 4 8	Two do. in Council 4th Feb. 1843. All payments on this Account discontinued
459	...	5 16 8	Do. do. since 1842.
460	...	11 13 4	One do.
461	...	21 0 0	Balance due for his time whilst surveying the Tobique, Grand and Restigouche Rivers,
462	...	10 10 0	and the Public Lands through which they flow, ordered in Council 4th Feb. 1843.
463	...	49 0 0	Deposit on Timber returned, ordered in Council 25th January, 1843.
464	...	68 0 0	
465	...	2 5 0	
466	...	£1,133 3 5½	
467	...	200 0 0	
468	...	£933 3 5½	

(Over.)

Schedule of Warrants drawn on the Casual Revenue from the 31st December, 1842, to the 21st February, 1843, to be refunded.

No. of Warrant.	Date.	In whose favor.	Amount.	On what account.
445	1843. Jan. 28	William F. Odell,	£90 16 6½	Contingencies of Office for the year 1842, ordered in Council 24th January, 1843.
part of 446	... 30	William B. Phair,	50 12 1½	Lieut. Governor's Postage to 7th January, 1843.
...	... "	Do.	55 10 6½	Provincial Secretary's Postage to 7th January, 1843.
448	... "	George Shore,	11 8 0	Stationery and Postage of Adjutant General's Office, ordered in Council 26th January, 1843.
451	Feb. 8	Edmund Ward,	7 2 0	Office Rent and Fuel as Emigrant Agent.
			£215 9 2½	

F. P. ROBINSON.

Recd of Audit, 24th February, 1843.

ACCOUNT OF SALARIES

of the Clerks and others on the Ordinary and extra Indoor Establishment of the Crown Land Office from the 1st Jan. to the 31st Dec. 1842.

FIRST QUARTER.

Robert Gowan,	Accountant,	£62 10 0
Andrew Inches,	Draftsman,	62 10 0
Timothy O'Connor,	Assistant Draftsman,	45 0 0
Anthony Lockwood, Jun.	Assistant Draftsman,	37 10 0
W. B. Phair, Jun.	Assistant Accountant,	15 0 0
Jacob Elligood, Jun.	Clerk,	13 15 0
Thomas Sweade,	Messenger,	12 10 0
John Wilkinson,	Compiler,	55 0 0
John Grant,	Compiler,	55 0 0
		£358 15 0

SECOND QUARTER.

Robert Gowan,	Accountant,	£62 10 0
Andrew Inches,	Draftsman,	62 10 0
Timothy O'Connor,	Assistant Draftsman,	45 0 0
Anthony Lockwood,	Assistant Draftsman,	37 10 0
W. B. Phair, Jun.	Assistant Accountant,	15 0 0
Jacob Elligood, Jun.	Clerk,	13 15 0
Thomas Sweade,	Messenger,	12 10 0
John Wilkinson,	Compiler,	55 0 0
John Grant,	Compiler,	55 0 0
		358 15 0

Carried forward,..... £717 10 0

<i>Brought forward</i> ,.....		£717	10	0
THIRD QUARTER.				
Robert Gowan,	Accountant,	£62	10	0
Andrew Inches,	Draftsman,	62	10	0
Timothy O'Connor,	Assistant Draftsman,	45	0	0
Anthony Lockwood,	Assistant Draftsman,	37	10	0
W. B. Phair, Jun.	Assistant Accountant,	15	0	0
Jacob Elligood, Jun.	Clerk,	13	15	0
Thomas Sweade,	Messenger,	12	10	0
John Wilkinson,	Compiler,	55	0	0
John Grant,	Compiler,	55	0	0
			358	15 0
FOURTH QUARTER.				
Robert Gowan,	Accountant,	£62	10	0
Andrew Inches,	Draftsman,	62	10	0
Timothy O'Connor,	Assistant Draftsman,	45	0	0
Anthony Lockwood,	Assistant Draftsman,	37	10	0
Wm. B. Phair, Jun.	Assistant Accountant,	15	0	0
Jacob Elligood, Jun.	Clerk,	13	15	0
Thomas Sweade,	Messenger,	12	10	0
John Wilkinson,	Compiler,	55	0	0
John Grant,	Compiler,	55	0	0
			358	15 0
			£1,435	0 0
Allowance for Indoor Establishment and Extra Clerk Hire for the } year ending 31st December, 1842,			1,435	0 0
<i>Office of Audit, Fredericton, 9th Jan. 1843.</i>		F. P. ROBINSON.		

CIVIL LIST
OF THE PROVINCE OF NEW BRUNSWICK FOR THE YEAR 1842.

FIRST QUARTER.				
March 31.				
To paid Salary of the Lieutenant Governor,	£865	7	8	
“ “ of Private Secretary,	57	13	10	
“ “ of Chief Justice Chipman,	274	0	9	
“ “ of Judge Botsford,	187	10	0	
“ “ of Judge Carter,	187	10	0	
“ “ of Judge Parker,	187	10	0	
“ “ of Provincial Secretary,	399	17	9	
“ Hon. Thomas Baillie, one moiety of Salary as Surveyor General,	150	0	0	
“ Hon. John S. Saunders one moiety of Salary as Surveyor General,	150	0	0	
“ Salary of Auditor General,	86	10	9	
“ “ of Receiver General,	86	10	9	
“ “ of Attorney General,	158	13	0	
“ “ of Solicitor General,	57	13	10	
“ “ of Emigrant Agent,	28	16	11	
“ “ of Presbyterian Minister,	14	8	5	
“ Donation to King's College,	277	15	6	
“ Donation to Indians,	15	0	0	
“ Annuity to A. Lockwood,	43	5	4	
Carried forward,		£3,228	4	6

Brought forward,..... £3,228 4 6

SECOND QUARTER—TO 30TH JUNE.

To paid Salary of the Lieutenant Governor,.....	£865	7	8		
“ “ of Private Secretary,.....	57	13	10		
“ “ of Chief Justice Chipman,.....	274	0	9		
“ “ of Judge Botsford,.....	187	10	0		
“ “ of Judge Carter,.....	187	10	0		
“ “ of Judge Parker,.....	187	10	0		
“ “ of Provincial Secretary,.....	399	17	9		
“ Hon. Thomas Baillie, balance of one moiety of Salary as Surveyor General,.....	90	0	0		
“ Hon. John S. Saunders, one moiety of his Salary as Surveyor General,.....	150	0	0		
“ Salary of Auditor General,.....	86	10	9		
“ “ of Receiver General,.....	86	10	9		
“ “ of Attorney General,.....	158	13	0		
“ “ of Solicitor General,.....	57	13	10		
“ “ of Emigrant Agent,.....	28	16	11		
“ “ of Presbyterian Minister,.....	14	8	5		
“ Donation to King's College,.....	277	15	6		
“ Donation to Indians,.....	15	0	0		
“ Annuity to A. Lockwood,.....	43	5	4—	3,168	4 6

THIRD QUARTER—TO 30TH SEPTEMBER.

To paid Salary of the Lieutenant Governor,.....	£865	7	8		
“ “ of Private Secretary,.....	57	13	10		
“ “ of Chief Justice Chipman,.....	274	0	9		
“ “ of Judge Botsford,.....	187	10	0		
“ “ of Judge Carter,.....	187	10	0		
“ “ of Judge Parker,.....	187	10	0		
“ “ of Provincial Secretary,.....	399	17	9		
“ Hon. Thomas Baillie, one moiety of Salary as Surveyor General,.....	150	0	0		
“ Hon. John S. Saunders, one moiety of Salary as Surveyor General,.....	150	0	0		
“ Salary of Auditor General,.....	86	10	9		
“ “ of Receiver General,.....	86	10	9		
“ “ of Attorney General,.....	158	13	0		
“ “ of Solicitor General,.....	57	13	10		
“ “ of Emigrant Agent,.....	28	16	11		
“ “ of Presbyterian Minister,.....	14	8	5		
“ Donation to King's College,.....	277	15	6		
“ Donation to Indians,.....	15	0	0		
“ Annuity to A. Lockwood,.....	43	5	4—	3,228	4 6

LAST QUARTER, ENDING 31ST DECEMBER.

To paid Salary of the Lieutenant Governor,.....	£865	7	8		
“ “ of Private Secretary,.....	57	13	10		
“ “ of Chief Justice Chipman,.....	274	0	9		
“ “ of Judge Botsford,.....	187	10	0		
“ “ of Judge Carter,.....	187	10	0		
“ “ of Judge Parker,.....	187	10	0		
“ “ of Provincial Secretary,.....	399	17	9		
“ “ of Surveyor General,.....	258	19	2		
“ Hon. John S. Saunders, balance of Salary as Surveyor General,.....	41	0	10		
“ Salary of Auditor General,.....	86	10	9		
“ “ of Receiver General,.....	86	10	9		

Carried forward,..... £2,632 11 6 £9,624 13 6

	<i>Brought forward</i> ,.....	£2,632 11 6	£9,624 13 6
To paid Salary of Attorney General,.....		158 13 0	
“ “ of Solicitor General,.....		57 13 10	
“ “ of Emigrant Agent,.....		28 16 11	
“ “ of Presbyterian Minister,.....		14 8 5	
“ Donation to King's College,.....		277 15 6	
“ Donation to Indians,.....		15 0 0	
“ Annuity to A. Lockwood,.....		43 5 4—	3,228 4 6
			£12,852 18 0
	Amount of Civil List for the Province,.....		14,500 0 0
		Surplus,.....	£1,647 2 0

Office of Audit, January 10, 1843.

F. P. ROBINSON, AUDITOR.

Distribution of the Surplus Civil List for the Year ending 31st Dec. 1842.

Dr.

33.	April 29.—To	amount paid Hon. F. P. Robinson for extra services auditing Provincial Accounts from 1st December, 1841, to 31st March, 1842,.....	£51 5 8
34.	....	“ amount paid Hon. F. P. Robinson on account of Clerk hire between the 1st December, 1841, and 31st March, 1842,.....	50 0 0
35.	May 16.	“ amount of Hon. Thomas Baillie on account of Quarter's moiety of Salary,.....	60 0 0
36.	June 30.	“ amount paid Hon. F. P. Robinson, Salary for auditing Provincial Accounts, Quarter ending 30th June, 1842,.....	38 9 3
37.	....	“ amount paid Hon. F. P. Robinson, Clerk hire for the Quarter ending 30th June, 1842,.....	37 10 0
38.	Sept. 30.	“ amount paid Hon. F. P. Robinson, Salary for auditing Provincial Accounts, Quarter ending 30th September, 1842,.....	38 9 3
39.	....	“ amount paid Hon. F. P. Robinson, Clerk hire for Quarter ending 30th September, 1842,.....	37 10 0
40.	Nov. 5.	“ amount paid Hon. John S. Saunders for services while acting Surveyor General,.....	200 0 0
41.	Dec. 31.	“ amount paid Hon. F. P. Robinson, Salary for auditing Provincial Accounts,	38 9 3
42.	....	“ amount paid Hon. F. P. Robinson, extra Clerk hire for the Quarter ending 31st Dec. 1842,.....	37 10 0
43.	....	“ amount paid Hon. F. P. Robinson, extra Clerk hire, Quarter ending 31st December, 1842,.....	24 0 0
		To Balance in favor of the Fund,.....	5,128 0 7
			£5,741 4 0

Cr.

January 1.—By	Balance in the Receiver General's hands this date,.....	£4,094 2 0
Dec. 31.—	“ Surplus on the year ending this date,.....	1,647 2 0
		£5,741 4 0

1842. Dec. 31.—By Balance in favor of the Surplus Civil List Fund, £5,128 0 7

F. P. ROBINSON.

Office of Audit, Fredericton, January 10, 1843.

RECEIVER GENERAL'S ACCOUNTS.

**The Queen's Casual Revenue in Account Current with Thomas C. Lee,
Receiver General, from 1st January to 31st December, 1842.**

1842.	Dr.			
December 31.—	Paid Warrants, as per Return,.....	£10,623	17	9
"	" Balance on hand this date,.....	1,274	10	2
		£11,898	7	11
1842.	Cr.			
January 1.—	Balance on hand,.....	£2,494	4	0
December 31.—	Amount of Receipts on Tickets issued from Crown Land Office, as per Return,.....	9,086	15	7
"	" Amount received for Contingencies, as per Return,....	317	8	4
		£11,898	7	11

THOMAS C. LEE, *Receiver General.*

Receiver General's Office, 2d January, 1843.

RECAPITULATION OF RETURN.

Received for Land,.....	£2,164	16	10
Do. for Timber,.....	6,631	16	4
Do. from other sources,...	290	2	5
	£9,086	15	7

**Account of Monies received by the Receiver General for Contingencies
between 1st January and 31st December, 1842.**

DATE.	ON WHAT ACCOUNT.	No of Rec. Gen. Receipt.	AMOUNT.
Jan. 8	Hon. William F. Odell, Contingencies, Quarter ending 31st December, 1841,.....	6983	£110 8 4
Mar. 30	Amount received from J. White, Sheriff City and County of Saint John, Fines from 27th February, 1841, to March Sessions, 1842,.....	7143	13 0 0
Sept. 30	Contingencies Secretary's Office, two Quarters to 30th June, 1842,.....	7530	194 0 0
			£317 8 4

ACCOUNT

Account of Warrants on the Queen's Casual Revenue paid by the Receiver General between 1st January and 31st December, 1842.

DATE.	NAME.	No.	AMOUNT.	
January 7	Provincial Treasurer,	378	£1,500 0 0	
" 12	Simpson, John	382	139 4 9	
" "	Phair, W. B.	379	185 18 6	
" "	" "	381	2 0 3	
" "	Willox, James	380	3 11 1	
" "	Beek, Henry S.	380	9 2 2	
" 14	Ward, Edmund	381	0 15 0	
" 18	Garden, H. M. G.	381	70 10 0	
" 19	M'Lean, Allan	381	7 0 0	
" 20	Davidson, John	381	30 0 0	
" 21	Smith, Stephen	380	0 10 0	
				£1,948 11 9
February 3	Avery, W. L.	380	6 5 9	
" 5	Smith, Thomas F.	380	2 2 0	
" 8	Provincial Treasurer,	384	1,000 0 0	
" 10	Phair, W. B.	385	39 7 9	
" 12	Davidson, John	383	117 0 0	
" 18	Annand, James	386	6 8 0	
" "	Ward, Edmund	386	23 8 9	
" "	Rainsford, H. B.	387	8 5 0	
" 19	Huestis, Samuel	388	30 0 0	
" "	M'Koy, James	389	9 4 0	
" 21	Layton, William J.	386	107 5 9	
" "	Layton, J. G.	387	22 0 0	
" 22	M'Lean, Allan	387	9 16 0	
" "	Garden, H. M. G.	386	82 0 9	
" "	" "	387	6 5 0	
" "	Tierney, Michael	387	4 0 0	
" "	" "	387	12 10 0	
" "	Whittaker, Joseph	386	1 9 0	
" 24	Munro, Wallace & Co.	380	0 5 0	
				1,487 12 9
March 1	Allan, Jacob	380	57 5 1	
" 15	Weldon, Hon. J. W.	390	10 10 0	
" 18	Jouett, B. R.	391	83 10 0	
" 22	M'Neil, Alexander	393	154 6 0	
" 24	Beverly, Francis	393	13 17 4	
" "	Black, Hon. William	392	23 6 8	
" "	Simonds, Hon. Charles	392	35 0 0	
" "	Johnston, Hon. Hugh	392	29 3 4	
" 28	M'Millan, D.	337	1 19 3	
" 30	Harding, J. G.	391	1 2 11	
" "	" "	393	0 13 6	
" 31	Rainsford, H. B.	391	8 0 0	
" "	Carruthers, M.	391	14 10 0	
" "	Drake, H. N.	393	2 0 0	
" "	Saunders, Hon. J. S.	394	358 15 0	
" "	Allan, Jacob	395	62 10 0	
				856 9 1
April 2	Cunard, Joseph	392	21 0 0	
" 4	Reade, A.	396	142 0 6	
" 5	Phair, W. B.	397	91 11 3	
" "	" "	398	32 5 1	
" "	" "	399	28 19 10	
" 9	Reade, A.	400	33 0 3	
" 29	Morrell, John B.	386	0 7 6	
				349 4 5

Carried forward,.....

£4,641 18 0

Warrants on the Casual Revenue paid by Receiver General.—Continued.

DATE.	NAME.	No.	AMOUNT.	
	<i>Brought forward,.....</i>			£4,641 18 0
May 9	Morrow, George	368	£2 5 0	
" 10	Davidson, John	402	29 5 0	
" "	Lee, Hon. Thomas C.	403	24 4 1	
" "	Willox, James	402	4 5 6	
" "	Arnold, Nelson	401	6 2 6	
" 11	Bradley, Enoch O.	401	2 9 0	
" 12	Layton, W. J.	401	10 0 0	
" "	Layton, J. G.	401	12 10 0	
" 13	Robinson, F. P.	402	2 5 0	
" 16	Gale, James F.	401	0 4 0	
" 17	M'Lean, Allen	402	50 7 9	
" "	Garden, H. M. G.	403	33 15 0	
" 23	Whittaker, Joseph		0 18 9	
				178 11 7
June 3	Miller, A. P.	401	2 0 0	
" 30	Saunders, Hon. J. S.	405	358 15 0	
" "	Allan, Jacob	406	62 10 0	
" "	Provincial Treasurer,	404	2,000 0 0	
				2,423 5 0
July 6	Bedell, William J.	407	6 10 0	
" "	Ward, Edmund	407	36 17 6	
" 7	Simpson, John	407	9 5 0	
" "	Robinson, W. H.	407	6 0 0	
" 8	Phair, W. B.	408	200 10 0	
" "	Beek, Henry S.	407	16 19 8	
" "	Hunter, Joseph	407	50 5 6	
" 11	Carruthers, M.	407	160 4 2	
" 12	Rainsford, H. B.	407	67 3 9	
" 15	Stewart, Thomas	401	1 13 4	
" 28	Mahood, Samuel	407	26 15 0	
" 30	Mahood, William	401	43 5 0	
				625 8 11
August 1	Samuel, Joseph	407	3 12 0	
" 11	Grant, Deputy	409	40 0 0	
" 24	Peters, Hon. C. J.	402	10 0 0	
" 25	Gesner, Doctor	411	75 0 0	
" 30	Ferguson, Francis	412	2 5 0	
" "	M'Pherson, Charles	412	2 5 0	
				133 2 0
Sept. 1	Thayer, B. W. & Co.	407	10 12 6	
" "	Grant, John Deputy	413	50 0 0	
" 2	Davis, Robert	412	2 5 0	
" 7	Reynolds, William	407	2 5 8	
" "	Ralston, Robert	412	2 5 0	
" "	Bartlette, Caleb	412	2 5 0	
" 9	Taylor, James	412	2 5 0	
" 15	Morrow, George	412	2 5 0	
" 19	Grant, John Deputy	414	50 0 0	
" 26	Jouett, B. R.	417	101 0 0	
" 28	Dunn, Richard	415	2 8 0	
" "	M'Lean, William A.	416	0 7 0	
" "	Miller, E. W.	415	12 0 0	
" "	M'Lean, Allan	415	16 7 0	
	<i>Carried forward,.....</i>		£256 5 2	£8,002 5 6

Warrants on the Casual Revenue paid by Receiver General.—Continued.

DATE.	NAME.	No.	AMOUNT.	
	<i>Brought forward,.....</i>	<i>.....</i>	£256 5 2	£8,002 5 6
Sept. 28	Hennesy, John	418	7 10 0	
" "	Rainsford, H. B.	416	18 18 0	
" 29	Davidson, John	416	118 7 0	
" 30	Saunders, Hon. J. S.	419	358 15 0	
" "	Allan, Jacob	419	62 10 0	
" "	Ditto.	415	68 16 10	
" "	Wilkinson, John	421	95 0 0	
" "	Hunter, Joseph	416	76 14 0	
				1,062 16 0
October 1	Grant, John	422	80 0 0	
" 11	Black, Hon. William	420	17 10 0	
" 14	Odell, W. F.	423	105 0 0	
" "	Cunard, Joseph	420	31 10 0	
" "	Gesner, Doctor	424	75 0 0	
" 17	Garden, H. M. G.	415	46 10 0	
" "	Phair, W. B.	425	93 7 11	
" 21	Reynolds, William	416	2 9 0	
" 28	Phair, W. B.	426	72 17 6	
" 31	Mahood, William	415	12 7 6	
				536 11 11
Nov. 1	Coburn, A. T.	415	0 4 6	
" 2	Simonds, Hon. Charles	420	35 0 0	
" 3	Black, Hon. William	427	17 10 0	
" "	Crane, Hon. William	392	10 10 0	
" 5	Biggs, James	431	20 0 0	
" 8	Sweade, Thomas	429	1 5 0	
" "	Phair, W. B.	429	33 17 5	
" "	Simpson, John	429	72 3 9	
" "	M'Grath, Patrick	429	3 14 6	
" 9	Beek, Henry S.	429	14 13 10	
" "	Ward, Edmund	430	7 15 6	
" 16	Drake, H. Nelson	429	8 1 3	
" 23	Snell, Robert	428	4 5 0	
" 28	Wheeler, Lawrence	432	38 11 0	
				267 11 9
December 5	Davidson, John	428	4 12 6	
" "	Corrigan, Thomas	433	6 8 0	
" 7	Garden, H. M. G.	428	13 10 0	
" 8	Beek, H. S.	434	8 15 1	
" "	Garden, H. M. G.	434	2 18 9	
" 12	Jouett, B. R.	435	42 0 0	
" 14	Davidson, John	434	43 0 0	
" 17	Cunningham, John	436	50 0 0	
" 19	Hanson, Israel J.	437	2 5 0	
" 31	Mahood, William	428	3 0 0	
" "	" "	434	57 0 0	
" "	" "	438	7 4 0	
" "	Baillie, Hon. Thomas	439	358 15 0	
" "	Allan, Jacob	440	62 10 0	
" "	" "	429	92 14 3	
				754 12 7
TOTAL,.....			£10,623 17 9	

RETURNS FROM CROWN LAND OFFICE.

Purchasers of Crown Lands in Account with the Casual Revenue for Instalments due to 31st December 1842.

Dr.

Date.	Instalments due.		Amount.	
January 1	Amount due per Annual Acct. rendered,		£16,255 14 3	
.... 29	4th Instalment,	William Dowling,	£3 15 0	
February 19	4th	Robert White,	3 15 0	
.... "	4th	Robert Manning,	3 15 0	
.... "	4th	Peter Avery,	3 15 0	
March 12	4th	Daniel Murphy,	3 15 0	
April 11	4th	John Foley,	3 15 0	
.... 25	4th	Patrick Busher,	3 15 0	
.... 30	4th	Francis Roberts,	3 2 6	
May 2	4th	George Duncan,	7 10 0	
June 4	4th	William Gracey,	3 15 0	
.... 7	4th	Richard Bickford,	3 15 0	
.... 11	4th	John Hamilton,	3 15 0	
.... "	4th	Robert Walker,	5 0 0	
.... 21	4th	John Sparrow,	3 15 0	
July 10	4th	Charles Miller,	3 15 0	
August 16	4th	John Dunn,	3 15 0	
January 15	3d	Timothy Butler,	3 15 0	
April 30	3d	Martin Murphy,	5 12 6	
November 4	3d	Edward Rieley,	3 15 0—	77 10 0
			£16,333 4 3	

Cr.

Date.	Paid within the past year, and deductions.	Amount.
December 31	Instalments paid in 1842,.....	£142 12 9
.... "	Balance due at this date,.....	16,190 11 6
		£16,333 4 3

THOS. BAILLIE, Sur. Gen.

R. GOWAN, Accountant.

Account of Instalments due on Timber Leases to 24th June 1842.

LESSEE.	No.	AMOUNT.		
Allan, Joseph C.	57	£12 0 0		
Allanshaw, James	6	£35	0	0
....	7	21	0	0
....	42	122	10	0
....	137	108	10	0
....	188	26	5	0
....	232	1102	10	0—
Balloch, James	244	1415 15 0		
Bartlett, James H.	128	171 0 0		
Burton, James D.	9	266 0 0		
Blake, Sylvanus L.	1	80 0 0		
....	139	78	15	0
Boies, Thomas	182	133	0	0—
Boone, Alexander	198	211 15 0		
Budd, Edward J.	238	262 10 0		
Carman, Ambrose S.	61	42 0 0		
....	103	299 5 0		
....	256	216	0	0
Clinch, Patrick	25	54	0	0
....	26	36	0	0—
Crockett, Amos	66	306 0 0		
Cunard, Henry	149	252	0	0
Cunard, Joseph	136	42	0	0—
....	150	294 0 0		
....	154	12 5 0		
....	155	272 0 0		
....	156	1200	0	0
....	157	21	0	0
....	158	200	0	0
....	159	320	0	0
....	167	20	0	0
....	168	48	0	0
....	172	120	0	0
....	180	192	0	0
....	181	192	0	0
....	192	68	0	0
....	194	96	0	0
....	215	96	0	0
....	216	108	0	0
....	217	120	0	0
....	218	140	0	0
....	220	196	0	0
....	221	186	0	0
....	228	258	0	0
....	229	96	0	0
....	230	108	0	0
....	253	120	0	0
....	254	144	0	0
Cuppage, John	245	84	0	0
Curry, William	147	84	0	0
Currie, Daniel T.	12	84	0	0
Dewitt, Charles	152	84	0	0
Dickinson, Samuel	257	84	0	0
Donald, John J.	187	372	0	0
		157	10	0—
		4638 10 0		
		684 0 0		
		31 10 0		
		24 1 3		
		52 10 0		
		80 0 0		
		112 0 0		

Carried forward,..... £9,267 1 3

Instalments due on Leases.—Continued.

LESSEE.	No.	AMOUNT.		
<i>Carried forward</i> ,.....		£9,267	1	3
Dow, Asa	2		105	0 0
Estabrooks, Stephen P.	48	80 0 0		
.....	243	108 0 0—	188	0 0
Ford, John P.	237		61	5 0
Foster, Albert G.	11	52 10 0		
.....	62	35 0 0—	87	10 0
Gilman, Nehemiah	81		9	0 0
Gillmor, Adoniram	176		78	15 0
Gilman, Daniel	174		30	3 9
Glazier, Benjamin	10		183	15 0
Goss, Peter	71		70	0 0
Griffith, Benjamin P.	37		180	0 0
Hanson, Robert V.	236		70	17 6
Hayward, Humphrey	107		60	0 0
Hill, Daniel	16		49	17 6
Hill, Horatio N.	166		10	10 0
Hitchings, Stephen H.	30	80 7 6		
.....	173	47 5 0—	127	12 6
Hoyt, Orlo	223		87	10 0
Hoyt, William	249		26	5 0
Huestis, Benjamin A.	240		84	0 0
Jones, Henry	23	44 0 0		
.....	235	140 0 0—	184	0 0
Knight, Joshua	142		30	12 6
Marsh, John L.	33	168 0 0		
.....	196	120 0 0—	288	0 0
Martin, John	100		80	0 0
Maxwell, John	43		49	0 0
Mersereau, Jacob	101		10	10 0
Montgomery, John	132	84 0 0		
.....	183	34 0 0—	118	0 0
Movers, Nathaniel	106		95	0 0
Moore, Josephus	60		249	7 6
Morrow, George	74	12 0 0		
.....	75	36 0 0		
.....	169	10 10 0—	58	10 0
M'Allister, John	160		78	15 0
M'Kean, John	138		216	2 6
M'Leod, Roderick	209	24 0 0		
.....	231	5 0 0—	29	0 0
M'Leod, William	252		64	0 0
Napier, William	224		80	0 0
Nason, Thomas Jun.	78		7	0 0
Parent, Daniel	65		28	10 0
Phillips, David	28	38 10 0		
.....	35	88 0 0—	126	10 0
Phillips, James A.	50	128 0 0		
.....	51	192 0 0		
.....	52	144 0 0—	464	0 0
Plummer, Amos	96		22	0 0
Porter, George M.	44	3 1 3		
.....	70	14 0 0—	17	1 3
<i>Carried forward</i> ,.....		£12,044	1	3

Instalments due on Leases.—Continued.

LESSEE.	No.	AMOUNT.
<i>Carried forward,</i>		£12,044 1 3
Porter, John	82	£15 15 0
....	175	10 10 0—
Porter, William	19	55 2 6
....	20	36 15 0—
Rait, James	83	598 0 0
....	84	460 0 0
....	129	152 0 0
....	258	416 0 0
....	259	224 0 0—
Ramsay, Hugh	121	1850 0 0
Rankin, Alexander	225	10 0 0
....	226	48 0 0
....	227	31 10 0
....	214	156 0 0
Read, Joseph	247	10 0 0—
....	248	245 10 0
Saunders, William	251	266 0 0
Samuel, Michael	135	133 0 0—
Seelye, Henry	143	399 0 0
Seelye, Linus	212	52 10 0
Seelye, Philo	146	24 0 0
Shea, Elihu	64	78 15 0
Smith, Daniel	85	7 0 0
Smith, Joseph	222	110 5 0
Sprague, Nathaniel	80	196 0 0
Stewart, Peter	123	21 0 0
Taylor, John F.	197	35 0 0
Tibbits, Benjamin	211	72 0 0
Tibbits, James	5	32 0 0
....	31	16 0 0
Watson, Peter	49	160 0 0
Whitney, Jeremiah	193	175 0 0
Wilson, Joseph	55	168 0 0—
....	56	343 0 0
....	79	85 10 0
Woodward, John G.	124	14 0 0
		47 5 0
		47 5 0
		23 12 6—
		118 2 6
		216 0 0
Total,.....		£17,276 16 3

R. GOWAN, *Accountant.***Lessees of Crown Lands, for cutting Timber and Lumber, in Account with the Casual Revenue for Instalments to 24th June 1842.**

DR.

Jan. 1.—Amount due per Annual Return rendered,.....	£16,249 3 9
June 24.—Instalments due from June 1841 to this date,.....	2,165 0 0
	£18,414 3 9

CR.

Dec. 31.—Amount of Instalments paid in 1842,.....	£1,137 7 6
“ “ Balance due the Casual Revenue for Instalments on Bonds for Leases,.....	17,276 16 3
	£18,414 3 9

THOS. BAILLIE, *Sur. Gen.*R. GOWAN, *Accountant.*

RETURN

Return of Amount due the Casual Revenue for Tonnage on Timber and Lumber cut in Excess of Leases or Licences, and without Licence, to 31st December 1842, and then remaining unsettled.

Dr.

PARTICULARS.	AMOUNT.
Balance unsettled per Annual Return, 31st December, 1841,.....	£13,253 15 9
Unsettled Excesses, &c. in Peters' District for 1841,.....	£51 6 0
“ “ Arnold's “ “	68 16 0
“ “ M'Neil's “ 1842,.....	189 5 0
“ “ Garden's “ “	38 10 6
“ “ Mahood's “ “	96 1 6
	443 19 0
<i>Sums over credited in Annual Account for 1839, the Parties having paid extra Duty.</i>	
Holms, Daniel.....	£2 15 0
Hoar and Davidson,.....	2 4 0
Holstead, Charles.....	0 17 6
M'Farlane, —	1 1 0
LeBlanc, Joseph.....	2 2 0
Lutz, John.....	1 6 3
	10 5 9
	£13,708 0 6

Cr.

NAME.	Nature of Payment or Deduction.	AMOUNT.
Loch, William,	Excess on Leases in 1841,	£51 6 0
Knight, Joshua	... .. 1840,	13 2 6
Fowler, James	... Licences in 1839,	18 7 6
M'Morris, William	Unlicenced in 1840,	3 10 0
Bears, D.	... ..	2 0 0
Irving, G.	... ..	0 10 0
Tingley, W.	... ..	1 1 0
Shamper, Charles	... ..	1 10 0
Dunlay, James	... ..	0 9 0
Todd and Porter,	... ..	234 0 0
Allward, John	Excess on Licences in 1841,	5 0 0
Crookshank & Walker,	... ..	51 4 0
Cottle, Nathaniel	... ..	11 0 0
Connell, J. & W.	... ..	34 16 0
Cole, John	... ..	3 4 0
Crawford, Stephen	... ..	1 13 0
Cronk, Stephen	... ..	2 2 0
Clarke and M'Donald,	... ..	3 0 0
Estabrooks, Stephen P.	... ..	2 2 0
Price, Stephen F.	... ..	8 0 0
Perry, William	... ..	5 0 0
Smith, Warren	... ..	24 10 0
Stickney, A. D.	... ..	5 0 0
Tompkins, Delancey	... ..	3 0 0
Lunt, Enoch	... ..	9 2 0
Brown, Convers	... ..	17 10 0
Derron, James	... ..	7 0 0
Tingley, W.	Error in Report, 6 M. at 6d.	0 3 0
Todd and Porter,	Error in quantity, 660 tons W. Pine,	66 0 0
Brockway, Artemas	Error in quantity returned, 18 M.	3 3 0
Jewett, —	Proved to have been cut on granted land, 35M	6 2 6
Campbell, Samuel	... .. 18 “	3 3 0
Ackerman, John	... .. 76 “	13 6 0
Sparks, Robert	... .. 36 “	6 6 0
Samuel, Michael	240 tons W. P. pd. by Instal. in 1837, } 508	
... ..	240 1838, } tons.	50 16 0
... ..	28 Ex. in Sept. 1840, }	

Carried forward,..... £667 18 6

Balances due for Excess, &c.—Continued.

NAME.	Nature of Payment or Deduction.	AMOUNT.
	<i>Carried forward,.....</i>	£667 18 6
Wilson, Joseph	Error in quantity returned, 30 M.	5 5 0
Dow, Asa	Paid Deputy Allan, and included in his Acct.	18 0 0
Shea, Elihu	...	136 8 0
Bedell, William J.	...	60 0 0
Plummer, Amos	...	92 0 0
M'Lean, George	...	13 18 0
Hunter, S. H.	...	5 0 0
Connell, William	...	6 14 0
Lunn, Jonathan	...	19 0 0
Lunt, Enoch	...	37 16 0
M'Lean, John	...	30 15 0
Dow, John E.	...	26 5 0
Connolly and Taylor,	...	49 0 0
Phillips, James A.	...	23 12 0
Sutherland, Peter	Paid Rec. Gen. in 1839, No. 3724, 80 Tons W. P.	8 0 0
Foster, Albert G.	Paid Receiver Gen. in 1841, No. 5614, 236 M.	41 6 0
...	Error in quantity returned, 84 M.	14 14 0
Smart, William	Paid Receiver General in 1840, 40 M. and 30 M.	12 5 0
Lee, Robert	Paid Receiver General in 1841.	1 15 0
Foster, Albert G.	Paid Receiver General in 1841, 172 M.	30 2 0
...	Error in quantity returned, 48 M.	8 8 0
Knight, Joshua	100 M. cut on granted Land.	17 10 0
...	100 M. offset agst. In'ts. in '37, (when none was cut)	17 10 0
Prince, Thomas	Paid Receiver General in 1841,	10 0 0
Somers, Martin	Paid Receiver General in 1841,	3 0 0
Ralston, Robert	Paid Receiver General in 1840,	17 10 0
Rainsford, Henry B.	Included in his Account Current,	39 0 6
Irvin, Daniel	Included in H. B. Rainsford's Account,	5 0 0
Burpe, Ebenezer L.	Paid Receiver General in 1841,	35 0 0
Rait, James	148 M. paid Receiver General in 1841,	25 18 0
...	152 M. destroyed by fire,	26 12 0
Goss, Peter	Paid Rec. General in 1841, (included in 100 M.)	3 10 0
Seelye, Philo	Paid Rec. General in 1841, (included in 200 M.)	10 10 0
Campbell, Charles	Sold at Auction at St. John & pd. Rec. Gen. in '41.	9 0 0
Loch, William	Paid Receiver General in 1840, 492 Tons, W. P.	49 4 0
...	Offset for deficiency in former year, per order in Council, 248 Tons, W. P.	24 16 0
Lunt, Enoch	Deducted from his Licences in 1842, 124 tons W. P.	12 8 0
		£1,614 10 0
	Balance apparently due 31st December, 1842,.....	12,093 10 6
		£13,708 0 6

R. GOWAN, *Accountant.*THOS. BAILLIE, *Sur. Gen.*

Return of Timber and Lumber reported by the Deputies as cut in Excess of Leases and Licences and without Licence in the Year ending in May 1842, including those not inserted in last year's Return and remaining unsettled on the 31st December 1842.

NAME.	Description.	QUANTITIES.				AMOUNT DUE.
		W. Pine Tons.	R. Pine Tons.	Birch Tons.	Lumber M.	
Deputy Peters, Loch, William	Excess.	513	...	...	...	£51 6 0
Deputy Arnold, Morton, Alexander	Excess.	50	...	...	...	£5 0 0
Green, Coles	...	277½	...	...	...	27 15 0
Graves, John	Unlicenced.	100	...	...	...	10 0 0
Kinnear, William	...	40	...	...	...	4 0 0
Dawson, Isaac	...	40	...	...	...	4 0 0
Blakeney, James	...	22½	...	...	...	2 5 0
Trites, Lewis	...	18	...	...	...	1 16 0
Gildart, James	...	60	...	...	...	6 0 0
Joney, John	...	40	...	...	...	4 0 0
Blakeney, George	...	40	...	...	...	4 0 0
						68 16 0
Deputy M^cNiel, Ferguson, Francis	Excess.	330	750	...	...	126 15 0
Alexander, Joshua	...	10	...	...	...	1 0 0
Napier, William	...	440	...	...	...	44 0 0
Blackstock, Richard	Unlicenced.	...	...	...	100	17 10 0
						189 5 0
Deputy Garden, Ryan, John H.	Unlicenced.	80	...	...	...	8 0 0
Giberson, Simon	...	55	...	...	...	5 10 0
Sharpe, Adam B.	...	...	...	70	...	5 5 0
Beveridge, Benjamin	...	9	...	19	...	2 6 6
Cox, Abraham	...	...	...	40	...	3 0 0
Harrison and Jewett,	...	...	...	20	...	1 10 0
Briggs and M ^c Leary,	...	80	...	...	...	8 0 0
Briggs and Briggs,	...	...	...	...	12	2 2 0
Briggs and Bishop,	...	...	...	7½	...	0 11 0
Dickinson and Shaw,	...	23	...	...	...	2 6 0
						38 10 6
Deputy Mahood, Connick, Harris	Unlicenced.	...	...	...	160	28 0 0
Dow, William	...	...	...	...	35	6 2 6
Hill and Trask,	...	...	...	...	20	3 10 0
Scott, John	...	...	...	...	150	26 5 0
Stuart, James	...	...	...	...	100	17 10 0
Campbell, John	Excess.	...	...	...	24	4 4 0
Rourke, Henry	...	...	...	...	60	10 10 0
						96 1 6
TOTAL,.....						£443 19 0

R. GOWAN, Accountant.

Summary of Accounts rendered from the Crown Land Office to the Provincial Legislature for the Year from 1st Jan. to 31st Dec. 1841, both inclusive.

TIMBER.

Abstract Return of Petitions for Timber and Lumber entered at the Crown Land Office from the 1st January to 31st December 1842—£2 5s. deposited on each Petition.

219	Balance of Tonnage paid and Licences issued.	
7	Licences issued, no balance being due for Tonnage.	
56	Licences issued for Excess, on Bonds yet unpaid.	
7	Rejected, and Deposits returned.	
39	Forfeited Deposits, the balances not being paid at the prescribed period.	
96	Unsettled, the time for payment of Tonnage not yet expired.	
<hr/>		
424		
Less 1	No money paid on Deposit.	
<hr/>		
423	Deposits, at 45s. each,	£951 15 0
<hr/>		

R. GOWAN, *Accountant.*

Abstract Return of Licences for Timber and Lumber issued from the 1st January to the 31st December 1842, inclusive, on Petitions previously approved in Council, or purchased at Auction—£2 5s. deposit paid on each.

White Pine,	19,882½	Tons, at 2s.	.....	£1,988	5	0
Red Pine,	200	"	2s. 6d.....	25	0	0
Birch,	910	"	1s. 6d.....	68	5	0
Lumber,	8,725	M. at 3s. 6d.....	1,526	17	6	
"	80	"	3s. 7d.....	14	6	8
"	50	"	4s. 7d.....	11	9	2
Cedar Rails,	39½	"	10s.	19	15	0
				<hr/>		
				£3,653 18 4		
				<hr/>		
Receipts for Tonnage,.....				£3,014	18	4
283 Petitions, at 45s. each,.....				636	15	0
Offset against Tonnage for W. E. Perley,.....				2	5	0
				<hr/>		
				£3,653 18 4		
				<hr/>		

R. GOWAN, *Accountant.*

Return of Sums paid the Receiver General from 1st January to 31st December, 1842, both inclusive, as Instalments on Leases to cut Timber and Lumber, and described as Five Year Licences.

NAME.	Instalments.	Year.	AMOUNT.		
Johnston, James	whole,	5	£20	0	0
Rankin, Alexander	whole,	5	282	0	0
Ditto,	whole,	5	100	0	0
Ditto,	whole,	5	28	0	0
Ditto,	whole,	5	28	0	0
Knight, Joshua	2d, 3d and 4th,	1	£13	2	6
Ditto,	whole,	2	17	10	0
Ditto,	whole,	3	17	10	0
Ditto,	1st,	4	4	7	6
			52 10 0		
Gilmore, Daniel	2d, 3d and 4th,	3	30	3	9
Ditto,	whole,	4	40	5	0
Ditto,	1st,	5	10	1	3
			80 10 0		
M'Laggan, Alexander	whole,	5	10	10	0
Rankin, Alexander	whole,	5	4	7	6
Ditto,	whole,	5	28	0	0
Loch, William	whole,	5	20	0	0
Ditto,	whole,	5	100	0	0
M'Leod, Roderick	whole,	4	24	0	0
Rankin, Alexander	whole,	4	48	0	0
Ditto,	whole,	4	31	10	0
Ditto,	whole,	4	156	0	0
M'Leod, Roderick	whole,	4	5	0	0
Huestis, Benjamin A.	whole,	1	28	0	0
Ditto,	whole,	2	28	0	0
			56 0 0		
Burpe, Isaac	whole,	3	21	0	0
Ditto,	whole,	4	21	0	0
Ditto,	whole,	5	21	0	0
			63 0 0		
Total,			£1,137 7 6		

R. GOWAN, Accountant.

Return of Sums paid the Receiver General in the Year 1842, for Duty on Timber and Lumber cut in Excess on Five Year Licences.

NAME.	Cut in the year ending in May	QUANTITIES.				AMOUNT.
		W. Pine. Tons @ 2s.	Red Pine. Tons @ 2s. 6d.	Birch. Tons @ 1s. 6d.	Lumber. M. @ 3s. 6d.	
Loch, William	1841	513	....	....	....	£51 6 0
Knight, Joshua	1840	....	....	....	75	13 2 6
Total,						£64 8 6

R. GOWAN, Accountant.

Return of Sums paid the Receiver General in 1842 for Tonnage on Timber, Lumber, &c. cut in Excess of Licences, or without Licence, in the Years ending in Ma , 1839, 1840, 1841, and 1842.

NAME.	QUANTITIES.				AMOUNT PAID.		
	W. Pine. Tons.	Red Pine. Tons.	Birch. Tons.	Lumber. M.			
1839.							
Fowler, James	....	....	....	105		£18	7 6
1840.							
M'Morris, William	....	....	....	10	£3	10	0
Bears, D.	10	....	....	....	2	0	0
Irving, G.	....	....	4½	....	0	10	0
Tingley, W.	....	....	....	6	1	1	0
Shamper, Charles	....	....	....	4½	1	10	0
Dunlay, James	....	....	6	....	0	18	0
Robicheau, M.	....	....	15	....	1	2	6
Richard, J. (2 loads Cord Wood)	....	....	....	....	0	2	0
Quesi, Joseph (10 do. do.)	....	....	....	....	0	10	0
Todd, William Jun.	1170	....	....	....	117	0	0
Porter, George M.	1170	....	....	....	117	0	0
						245	3 6
1841.							
M'Lean, Archibald	....	....	....	....	27	0	0
Ditto,	....	....	....	....	61	10	0
Taylor, John S.	....	....	....	....	74	10	0
Allward, John	50	....	....	....	5	0	0
Crookshank & Walker,	512	....	....	....	51	4	0
Cottle, Nathaniel	110	....	....	....	11	0	0
Connell, J. and W.	348	....	....	....	34	16	0
Cole, John	16	....	....	....	3	4	0
Crawford, Stephen	....	....	22	....	1	13	0
Cronk, Stephen	....	....	28	....	2	2	0
Clarke and M'Donald,	30	....	....	....	3	0	0
Dorron, James	....	....	....	20	7	0	0
Estabrooks, Stephen P.	....	....	....	12	2	2	0
Price, Stephen F.	80	....	....	....	8	0	0
Perry, William	25	....	....	....	5	0	0
Smith, Warren	....	....	....	70	24	10	0
Stickney, A. D.	50	....	....	....	5	0	0
Tofnpkins, Delancy	15	....	....	....	3	0	0
Lunt, Enoch	....	....	....	52	9	2	0
Brown, Convers	....	....	....	100	25	0	0
						363	13 0
1842.							
Munson, Stephen	....	....	....	300	52	10	0
M'Cann, William	....	....	....	12	2	2	0
Wheten, William	500	....	....	....	50	0	0
Potter, John S.	50	....	....	....	5	0	0
Gillmor, Arthur H.	....	....	....	50	8	15	0
Phillips, James A.	50	....	....	....	5	0	0
White, Joseph	....	....	....	300	52	10	0
Napier, William	300	....	....	....	30	0	0
M'Intosh, Angus	500	....	....	....	50	0	0
Dixon, Andrew	200	....	....	....	20	0	0
Sowerby, Isaac	....	....	....	100	17	10	0
Cail, Thomas	150	....	50	....	18	15	0
Harnett, James	200	....	100	....	27	10	0
Warren, George	100	....	....	....	10	0	0
Carried forward,.....					£349	12 0	£627 4 0

Excess and Unlicenced Timber, &c.—Continued.										
NAME.	QUANTITIES.				AMOUNT PAID.					
	W. Pine. Tons.	Red Pine. Tons.	Birch. Tons.	Lumber. M.						
Carried forward,....	.....	.....	.....	.....	£0	0	0	£0	0	0
1842.										
Keswick, David	....	....	....	100	17	10	0			
Lawson, Robert	50	....	....	....	5	0	0			
Ledden, James	...	....	....	20	3	10	0			
Davidson, Samuel	125	....	....	....	12	10	0			
Seelye, Philo	....	....	....	30	5	5	0			
Howe, Simeon	....	....	....	35	6	2	6			
Seelye, Stuart	....	...	....	20	3	10	0			
Davis, Moses	....	....	....	130	22	15	0			
Chase, William	....	....	....	190	33	5	0			
Allanshaw, James	....	....	....	335	58	12	6			
Spinney, N. and E.	....	....	....	80	14	0	0			
Noble, William	....	....	....	160	28	0	0			
Stuart, John A.	....	....	....	20	3	10	0			
Fish, John	....	....	....	50	8	15	0			
Archibald, Daniel	....	....	....	70	12	5	0			
Chambers, William	....	....	....	70	12	5	0			
Cunard, Joseph	....	....	....	124	21	14	0			
Fraser, William	....	....	....	20	3	10	0			
Devereaux, Paul	50	....	....	....	7	10	0			
Ramsay, H. and A.	50	....	....	....	7	10	0			
Hamilton, William	50	....	....	....	7	10	0			
Ritchie, Arthur	215	....	....	....	32	5	0			
Ditto,	....	....	20	....	2	5	0			
Montgomery, H. and J.	130	....	....	....	19	10	0			
Mersereau, Jacob	....	....	....	70	12	5	0			
Flynn, John	562	....	....	....	56	4	0			
Ditto,	609	....	....	....	60	18	0			
Sinclair, Daniel	....	....	....	50	8	15	0			
								£836	3	0
Total,.....								£1,463	7	0

R. GOWAN, Accountant.

LAND.

Return of Land allotted by His Excellency in Council upon Petitions for Payment down, or sold by Public Auction also for payment down, from 1st January to 31st December, 1842, both inclusive---£1 being deposited on each Petition and deducted from the amount of Purchase Money.

PURCHASER.	PARISH.	COUNTY.	No. of Acres.	Rate per Acre.	AMOUNT.
Fowler, Daniel	Upham,	King's,	100	3s	£14 0 0
Faulkner, John	Saint Mary's,	York,	50	3s	6 10 0
Thorn, Michael	Studholm,	King's,	100	3s	14 0 0
Thorn, Melancthon	Ditto,	Ditto,	200	3s	29 0 0
Humphrey, David	Brunswick,	Queen's,	125	3s	17 15 0
Pierce, James	Nelson,	Northumberland,	100	3s	14 0 0
Bain, John	Alnwick,	Ditto,	25	3s	2 15 0
Haydon, Basil	Nelson,	Ditto,	100	3s	14 0 0
Storran, John	Ditto,	Ditto,	100	3s	14 0 0
Gafney, Thomas	Ditto,	Ditto,	100	3s	14 0 0
Dunham, Justus	Saint James,	Charlotte,	100	3s	14 0 0
Casey, Thomas	Moncton,	Westmorland,	100	2s 6d	12 10 0
Breen, Patrick	Studholm,	King's,	100	3s	14 0 0
Keith, Noah	Ditto,	Ditto,	100	3s	14 0 0
Mansfield, James	Botsford,	Westmorland,	100	3s	14 0 0
Farl, James Sen.	Newcastle,	Northumberland,	100	3s	14 0 0
Lobban, Robert	Glenelg,	Ditto,	50	3s	7 10 0
Savoy, Alondo	Carraquet,	Gloucester,	100	3s	14 0 0
Robicheaux, Dositee	Ditto,	Ditto,	72	3s	9 16 0
Robicheaux, Marcelle	Ditto,	Ditto,	71	3s	9 13 0
Hackett, John Jun.	Nelson,	Northumberland,	100	3s	14 0 0
Nugent, James	Alnwick,	Ditto,	100	3s	14 0 0
Wheaton, William	Salisbury,	Westmorland,	100	3s	14 0 0
Lyndsay, James	Woodstock,	Carleton,	100	3s	14 0 0
Legere, Baptist	Buctouche,	Kent,	100	3s	15 0 0
Legere, Raphael	Ditto,	Ditto,	50	3s	7 10 0
Sullivan, William	Weldford,	Ditto,	100	3s	14 0 0
Morton, James Jun.	Ditto,	Ditto,	100	3s	14 0 0
Sullivan, Matthew	Ditto,	Ditto,	200	3s	29 0 0
Sullivan, Samuel	Ditto,	Ditto,	100	3s	14 0 0
Colpitts, Thomas	Salisbury,	Westmorland,	200	3s	29 0 0
Smiley, Alexander	Ditto,	Ditto,	100	3s	14 0 0
Heydon, Francis	Addington,	Restigouche,	60	3s	8 0 0
Estey, Abraham H.	Dumfries,	York,	50	3s	6 10 0
Porier, Raphael F.	Alnwick,	Northumberland,	83	3s	11 9 0
Robicheaux, Ephraim	Ditto,	Ditto,	50	3s	6 10 0
Robicheaux, John	Ditto,	Ditto,	50	3s	6 10 0
Robicheaux, James	Ditto,	Ditto,	50	3s	6 10 0
Robicheaux, Bernard	Ditto,	Ditto,	50	3s	6 10 0
Allaine, Christopher	Ditto,	Ditto,	50	3s	6 10 0
Allaine, Lazare	Ditto,	Ditto,	50	3s	6 10 0
Savoy, Theotince	Ditto,	Ditto,	100	3s	14 0 0
Savoy, Amateur	Ditto,	Ditto,	100	3s	14 0 0
Robicheaux, Tellisfore	Ditto,	Ditto,	100	3s	14 0 0
Robicheaux, Hubert	Ditto,	Ditto,	100	3s	14 0 0
Martin, John B.	Ditto,	Ditto,	100	3s	14 0 0
Allaine, Augustine	Ditto,	Ditto,	100	3s	14 0 0
Mackay, John	Carleton,	Kent,	100	3s	14 0 0
Minchin, Geo. F. H.	Wicklow,	Carleton,	143	3s	21 9 0
Blanch, Barnabas	Botsford,	Westmorland,	100	3s	14 0 0

Carried forward,..... £654 7 0

Land Sales for payment down.—Continued.

PURCHASER.	PARISH.	COUNTY.	No. of Acres.	Rate per Acre.	AMOUNT.
<i>Brought forward,</i>					£654 7 0
Niles, John	Ditto,	Ditto,	272	3s	39 16 0
Alexander, John	Moncton,	Ditto,	100	3s	14 0 0
Steeves, Frederick	Hillsborough,	Ditto,	100	3s	14 0 0
Steeves, Joseph Jun.	Ditto,	Ditto,	100	3s	14 0 0
Roach, Richard	Studholm,	King's,	100	3s	14 0 0
Morrison, Malcolm	Beresford,	Restigouche,	100	3s	14 0 0
Haggerty, Thomas	Bathurst,	Gloucester,	189	3s	27 7 0
M'Kenen, Francis	Newcastle,	Northumberland,	87	3s	12 1 0
Forbes, George	Northesk,	Ditto,	100	3s	14 0 0
Dugas, Eli	Caraquet,	Gloucester,	150	3s	22 10 0
Todd, Robert M.	Saint Stephens,	Charlotte,	394	3s	58 2 0
Coates, William D.	Studholm,	King's,	100	3s	14 0 0
Carrell, William	Saint Martins,	Saint John,	100	3s	14 0 0
Hughes, Richard	Ditto,	Ditto,	100	3s	14 0 0
Donaher, Patrick	Blackville,	Northumberland,	100	3s	14 0 0
Potter, John Jun.	Carleton,	Kent,	45	3s	5 15 0
Burt, Robert	Petersville,	Queen's,	50	3s	7 10 0
Kingstone, John	Glenelg,	Northumberland,	50	3s	6 10 0
M'Naughton, Malcolm		York,	100	3s	14 0 0
Brown, Ebenezer	Saint David's,	Charlotte,	69	3s	9 7 0
Porter, George M.		York,	100	3s	14 0 0
Porter, George M.		Ditto,	50	3s	6 10 0
Watt, James	Saint Martins',	Saint John,	100	3s	14 0 0
Watt, William	Ditto,	Ditto,	100	3s	14 0 0
M'Cormick, Ralph	Westfield,	King's,	50	3s	7 10 0
Humphreys, John G.	Salisbury,	Westmorland,	200	3s	29 0 0
Humphreys, John	Ditto,	Ditto,	177	3s	25 11 0
Kerr, George	Chatham,	Northumberland,	100	3s	15 0 0
Ferguson, Francis	Bathurst,	Gloucester,	100	3s	15 0 0
DeBlois, Thomas L.	Ditto,	Ditto,	100	3s	15 0 0
Voutour, Peter	Carleton,	Kent,	30	2s 6d	3 15 0
M'Intosh, David	Wellington,	Ditto,	97	2s 6d	11 2 6
Holsted, Charles	Salisbury,	Westmorland,	100	3s	14 0 0
Shaw, Benjamin	Pennfield,	Charlotte,	57	3s	7 11 0
Connick, Samuel	Saint Andrews,	Ditto,	257	3s	38 11 0
Graham, Robert	Prince William,	York,	100	3s	14 0 0
Arseneault, Joseph Sen.	Bathurst,	Gloucester,	82	3s	12 6 0
O'Leary, John	Chipman,	Queen's,	50	3s	6 10 0
Reynolds, Samuel	Johnston,	Ditto,	200	3s	30 0 0
Little, Matthew	Kingsclear,	York,	50	3s	6 10 0
Pomeroy, William	Saint James	Charlotte,	75	3s	10 5 0
Harrington, Tim. Jun.	Bathurst,	Gloucester,	82	3s	12 6 0
Lumbert, Ptolomy	Studholm,	King's,	100	3s	14 0 0
Murray, William	Ditto,	Ditto,	100	3s	14 0 0
Adare, Andrew	Sussex,	Ditto,	100	3s	14 0 0
Lumbert, John W.	Studholm,	Ditto,	100	3s	14 0 0
Porter, James Jun.	Blackville,	Northumberland,	50	3s	6 10 0
Sullivan, Thomas	Sheffield,	Sunbury,	100	3s	14 0 0
Starratt, William J.	Simonds,	Carleton,	50	3s	7 10 0
Hastings, James	Botsford,	Westmorland,	100	3s	14 0 0
Kaday, Andrew	Chipman,	Queen's,	100	3s	14 0 0
Johnston, John	Newcastle,	Northumberland,	100	3s	14 0 0
Rennie, Robert	Ditto,	Ditto,	50	3s	6 10 0

Carried forward,..... £1,452 2 6

Land Sales for Payment down.—Continued.

PURCHASER.	PARISH.	COUNTY.	No. of Acres.	Rate per Acre.	AMOUNT.
<i>Brought forward,</i>					£1,452 2 6
Kerr, James	Chatham,	Northumberland,	100	10s 1d	50 8 4
Fowler, James F.	Saint Mary's,	York,	100	3s	14 0 0
Hamilton, Simon	Newcastle,	Northumberland,	77	3s	10 11 0
Keeffe, Jeremiah	Blackville,	Ditto,	50	3s	6 10 0
Gaskin, William	Moncton,	Westmorland,	194	3s	28 2 0
Rankin, James	Northampton,	Carleton,	110	3s	15 10 0
Gauvreaux, Ferdinand	Moncton,	Westmorland,	100	3s	14 0 0
Thomson, George J.	Saint James	Charlotte,	100	3s	14 0 0
Adams, Justus	Northesk,	Northumberland,	130	3s	18 10 0
Lyon, Frederick A.	Petersville,	Queen's,	300	3s	44 0 0
Reed, Daniel	Simonds,	Carleton,	110	3s	15 10 0
Alexander, James E.	Saint Martin's,	Saint John,	96	3s	13 8 0
Noel, Henry	Caraquet,	Gloucester,	50	3s	6 10 0
Lousier, John L.	Sumarez,	Ditto,	50	3s	6 10 0
Boudreau, Marcelle	Ditto,	Ditto,	50	3s	6 10 0
Poulain, Hubert	Caraquet,	Ditto,	50	3s	6 10 0
Lousier, Morris	Sumarez,	Ditto,	50	3s	6 10 0
Simpson, William	Alnwick,	Northumberland,	50	3s	6 10 0
Morrison, Alexander	Ditto,	Ditto,	50	3s	6 10 0
Alexandre, Francis	Caraquet,	Gloucester,	75	3s	10 5 0
Breedo, Francis 3d	Sumarez,	Ditto,	100	3s	14 0 0
Loggie, William Jun.	Alnwick,	Northumberland,	100	3s	14 0 0
Loggie, George	Ditto,	Ditto,	100	3s	14 0 0
Ache, Bruno	Caraquet,	Gloucester,	60	3s	*3 19 0
Fowler, James F.	Saint Mary's,	York,	100	3s	†13 10 0
Scott, Michael	Blackville,	Northumberland,	1a. 1r. 17p.		8 0 0
Total,.....					£18,19 15 10

* 27 Acres deficient on a former Grant, now deducted, 81s.

† Deposit 10 per cent. paid 6th December, 1841, 30s.

£4 1 0

1 10 0

£5 11 0

SUMMARY.

227 Acres, at 2s. 6d. per acre,.....	£28 7 6
100 " 10s. 1d. "	50 8 4
12,317 " 3s. "	1,847 11 0
12,644 Acres.	£1,926 6 10
1 a. 1 r. 17 p. of Town Lots,.....	9 0 0
	£1,935 6 10
Receipts,.....	£1,819 15 10
110 Petitions on which Deposits have been transferred,	
20s. each,.....	110 0 0
Deductions brought down,.....	5 11 0
	£1,935 6 10

R. GOWAN, Accountant.

RETURN

Return of Allotments of Land in the Year 1842, for which Grants have been ordered to issue, without payment of Purchase Money.

NAME.	PARISH.	COUNTY.	No. of Acres.	FOR WHAT CAUSE, &c.
Hughes, Mary	Johnston	Queen's,	100	Military Services of her late husband, Patrick Hughes, as Private in the 66th Regiment of Foot.
Corcoran, Laughlin	Ditto,	Ditto,	200	Military Services of himself as Sergeant in the 97th Regiment of Foot.

THOS. BAILLIE, *Sur. Gen.*R. GOWAN, *Accountant.***Return of Sums paid the Receiver General on account of Instalments on Land sold at former periods, and paid between the 1st day of January and the 31st day of December, 1842, both inclusive.**

NAME.	Instalments paid.	AMOUNT.
Doyle, Patrick.....	4th	£5 0 0
Murkay, Philip.....	4th	8 15 0
Peabody, Stephen.....	4th	7 10 0
Green, Joseph.....	4th	8 15 0
Greenlaw, Elijah, Sen.....	4th	5 0 0
Stewart, Peter.....	4th	8 15 0
Ritchie, John.....	2d, 3d and 4th	15 0 0
Milton, Peter.....	2d, 3d and 4th	23 17 9
M'Ginn, Michael.....	4th	5 0 0
Ross, James.....	4th	3 15 0
Freeze, Hiram.....	4th	3 15 0
Herrington, John.....	4th	3 15 0
Armstrong, John.....	4th	7 10 0
Wright, Caleb.....	3rd	12 10 0
White, Robert.....	4th	3 15 0
Manning, Robert.....	4th	3 15 0
Roberts, Francis.....	3rd and 4th	6 5 0
Walker, Robert.....	3rd and 4th	10 0 0

Total,..... £142 12 9

R. GOWAN, *Accountant.*

Abstracts of Receipts for the Casual Revenue from 1st January to 31st December, 1842.

Recapitulation of Receipts by the Receiver General in 1842, through the Crown Land Office, on account of Timber and Lumber.

Deposits on Petitions,.....	£951	15	0
Tonnage on One Year Licences,.....	3,014	18	4
Instalments on Leases,.....	1,137	7	6
Tonnage on Excess of Leases,....	64	8	6
Tonnage on Excess of Licences and Unlicensed Timber, &c.	1,463	7	0
Total,.....	£6,631	16	4

THOS. BAILLIE, *Sur. Gen.*

R. GOWAN, *Accountant.*

Recapitulation of Receipts by the Receiver General in 1842, through the Crown Land Office, on account of Land.

Purchase Money on Land sold for payment down,.....	£1,819	15	10
Deposits on 110 Petitions, the balances being paid,.....	110	0	0
Purchase Money on Sale to W. Lawrence, Sale cancelled,....	37	11	0
Deposit on one Petition to W. Lawrence,.....	1	0	0
Instalments on former Sales,.....	142	12	9
Total,.....	£2,110	19	7

THOS. BAILLIE, *Sur. Gen.*

R. GOWAN, *Accountant.*

Return of Sums paid the Receiver General in 1842, entered as Contingencies.

NAME.	Nature of Payment.	AMOUNT.
Huestis, Benjamin A.	Interest on Timber Bond, No. 258,	£4 9 7
Taylor, John S.	" " " 639,	1 17 1
Doyle, Patrick	Interest on Land, (£5.)	3 12 0
	<i>Total for Interest,...</i>	£9 18 8
Fowler, James F.	Balance Survey of 100 acres,	£1 2 6
Burt, Robert	Survey of 50 acres,	0 12 6
	<i>Total for Surveys,...</i>	£1 15 0
Dibblee, George J.	Special Warrant of Survey,	£1 0 0
Quig, Michael	" " "	1 0 0
Peabody, Charles	" " "	1 0 0
Mays, William	" " "	1 0 0
	<i>Total for Warrants of Survey,...</i>	£4 0 0
Hartt, Charles	Certified Copy of Grant Plan, Henderson, &c.	£1 0 0
Mahood, William	" " " Saint Stephen,	1 0 0
	<i>Total for Grant Plans,...</i>	£2 0 0
Loggie, Alexander	Rent of Portage Island for 1841,	£5 0 0
Layton, William J.	Sale of Wild Meadows, 1837,	13 10 3
Do. do.	" " " 1839,	14 5 6
Do. do.	" " " 1840,	7 15 0
Galland, Thomas	Rent of " " to April, 1843,	2 6 0
M'Niel, Alexander	Sale of " " 1841,	4 9 6
Hamilton, James	Rent of " " to June, 1843,	4 3 0
Rainsford, Henry B.	Sale of " " 1842,	2 1 9
	<i>Total for Rent and Meadows,...</i>	£53 11 0

R. GOWAN, Accountant.

Return of Sums paid the Receiver General as Contingencies in 1842, to be paid over by Warrant to the parties named below, and not forming part of the legitimate Receipts of the Casual Revenue.

For whom paid.	Nature of Payments.	Amount.
Davidson, John	Seizing dues on 1170 Tons White Pine, from W. Todd, Jun.	£58 10 0
Ditto,	" " 1170 " " G. M. Porter,	58 10 0
Layton, Wm. J.	" " 150 " W. P. and 50 tons Birch, T. Cail,	9 7 6
Carruthers, Matthew	" " 20 M. Lumber, J. Ledden,	1 15 0
Gardner, Hugh M. G.	" " 98 Tons White Pine, T. Nary,	4 18 0
Mahood, William	" " 35 M. Lumber, S. Howe,	3 1 3
Ditto,	" " 20 M. " S. Seelye,	1 15 0
Ditto,	" " 130 M. " M. Davis,	11 7 6
Carruthers, Matthew	" " 562 Tons White Pine, J. Flynn,	28 12 0
Ditto,	" " 609 " " Do.	30 9 0
Mahood, William	" " 50 M. Lumber, D. Sinclair,	4 7 6
	<i>Total deposited for Deputies,.....</i>	£212 12 9

R. GOWAN, Accountant.

Return of Sums paid the Receiver General as Deposits of 10 per cent. on purchase money of Land sold in 1842, and forfeited by non-payment of the Balances.

NAME.	Acres and Rate.	AMOUNT.
Sweet, Benjamin	Balance of Deposit on 100 acres at 3s.	£0 10 0
M'Leary, James	" " 200 " 3s.	2 0 0
Griffiths, Charles S.	" " 70 " 3s.	0 1 0
Patterson, John	" " 100 " 3s.	0 10 0
Johnston, James	" " 100 " 3s.	0 10 0
Ross, Mary	" " 100 " 3s.	0 10 0
Carson, James	" " 100 " 3s.	0 10 0
Kerr, John	" " 162 " 3s.	1 9 0
M'Quade, Patrick	" " 200 " 3s.	2 0 0
M'Cleary, William	" " 100 " 3s.	0 10 0
Bell, John Jun.	10 per cent. on 100 " 3s. 8d.	1 17 0
Murray, John	Balance of Deposit on 200 " 3s.	2 0 0
M'Donald, William	" " 192 " 3s.	1 17 6
Vail, William	" " 110 " 3s.	0 13 0
Killen, John	" " 200 " 3s.	2 0 0
Thorn, Isaac	" " 100 " 3s.	0 10 0
Kennedy, Joseph	10 per cent on 50 " 3s.	0 15 0
Thorn, James T.	Balance of Deposit on 120 " 3s.	0 16 0
Robertson, James Sen.	" " 200 " 3s.	2 0 0
Smith, Stephen	" " 100 " 3s.	0 10 0
M'Aughey, William, Jr.	" " 100 " 3s.	0 10 0
Patterson, James	" " 96 " 3s.	0 8 9
O'Keleher, Michael	" " 100 " 3s.	0 10 0
Rankin, William M.	10 per cent. on 200 " 3s.	3 0 0
Ellis, Henry	Balance of Deposit on 100 " 3s.	0 10 0
Jackson, John	" " 100 " 3s.	0 10 0
Heughan, John	" " 200 " 3s.	2 0 0
Elder, David	10 per cent on 200 " 3s.	3 0 0
Total forfeited deposits,.....		£31 17 3

R. GOWAN, *Accountant.*

Recapitulation of Receipts by the Receiver General in 1842, through the Crown Land Office, accounted for as Contingencies..

Interest on Timber and Land,.....	£9 18 8
Survey of Land sold in 1842,.....	1 15 0
Special Warrants of Survey,.....	4 0 0
Copies of Grant Plans,.....	2 0 0
Rents and Wild Meadows,.....	53 11 0
Postages on allotments of Land in Council,.....	6 5 0
Deposits on Land, 10 per cent. forfeited,.....	31 17 3
Deposits on 24 Petitions for same,.....	24 0 0
Deposited for Deputies,.....	212 12 9
Total,.....	£345 19 8

THOS. BAILLIE, *Sur. Gen.*

R. GOWAN, *Accountant.*

Abstract of Receipts for the Casual Revenue in the Year 1842, through the Crown Land Office.**RECEIPTS.**

Paid the Receiver General	January,.....	£1318 17 10
	February,.....	658 8 8
	March,.....	1321 12 6
	April,.....	1079 19 6
	May,.....	747 5 9
	June,.....	341 11 0
	July,.....	798 9 9
	August,.....	620 0 7
	September,.....	275 4 0
	October,.....	599 12 6
	November,.....	360 8 0
	December,.....	965 5 6
		<u>£9086 15 7</u>

DEDUCTIONS.

Sale to Wheeler Lawrence, No. 3835, cancelled,.....	£37 11 0
Deposits on Timber Petitions to be returned to the	
Petitioners,.....	15 15 0
Deposits to be paid to sundries,.....	212 12 9
	<u>£265 18 9</u>

Net Receipts for the Casual Revenue in 1842, through
the Crown Land Office, viz :—

For Timber,.....	£6616 1 4
Land,.....	2071 8 7
Contingencies,.....	133 6 11
	<u>8820 16 10</u>
	<u>£9086 15 7</u>

THOS. BAILLIE, *Sur. Gen.*

R. GOWAN, *Accountant.*

Return of Licences issued on Bonds (not paid at 31st Dec. 1842) for Timber and Lumber cut in Excess of Licences for the Year ending in May 1842.

No. of Bond.	Name of Obligors.	Amount.
661	Jeremiah M. Connell and William J. Bedell,	£62 15 0
662	John M'Lean and John A. M'Lean,	32 15 0
663	Enoch Lunt and James Taylor,	197 15 0
664	Charles Day, William Alterton and John F. Taylor,	27 2 6
666	Joseph F. Estabrooks and Stephen P. Estabrooks,	58 7 6
665	Samuel Ferguson and Joseph F. Estabrooks,	37 15 0
668	John E. Dow, Benjamin S. Taylor and John T. Smith,	87 15 0
667	Estabrooks M'Neal, Joseph F. Estabrooks and Stephen P. Estabrooks,	118 7 6
669	Nathan S. Taylor, John T. Smith and Jacob B. Smith,	62 15 0
670	Henry Day, John S. Browne, Jun. and George A. Perley,	41 10 0
673	Andrew J. Hammond, Harvey Garcelon and Joseph Burt,	52 15 0
674	John Shea, William J. Bedell and John H. Chalmers,	155 5 0
675	Donald M'Donald, John M'Bean, William J. Bedell and James Taylor,	29 15 6
676	George Morrow, George Hayward and John Bailey,	59 7 0
677	} Jacob M'Keen, William J. Bedell and James Taylor,	131 10 0
677		
	Carried forward,.....	£1,155 10 0

Return of Licences issued on Bonds.—Continued.

No. of Bond.	Name of Obligors.	Amount.
	<i>Carried forward</i> ,.....	£1,155 10 0
678	John Bailey, George Hayward and James Taylor,	10 17 6
679	{ George M. Porter, William Todd, Jun. and David Upton,	137 2 6
679		
679		
679		
680	William Smith, Samuel Smith and William Armstrong,	23 2 6
681	{ William Todd, Jun. George M. Porter and Henry Fisher, Jun.	272 10 6
681		
682	Birdsill Carpenter, Enoch Lunt and Joseph F. Estabrooks,	10 17 6
683	Charles M'Pherson, Asa Coy and John F. Taylor,	37 15 0
684	Lewis Huestis, William J. Bedell and James Taylor,	5 5 0
685	{ William J. Bedell, John H. Chalmers and Lewis Huestis,	19 10 0
685		
686	{ James Taylor, James Willox and Enoch Lunt,	245 10 0
686		
686		
686		
687	Hezekiah Hoyt, Luke Dewitt and George Hayward,	23 2 6
688	Archibald M'Lean, Joseph F. Estabrooks and Enoch Lunt,	135 5 0
689	Enoch Lunt, Joseph F. Estabrooks and Charles M'Pherson,	21 5 0
690	Thomas R. Dewolfe, Stephen P. Estabrooks and John S. Taylor,	6 10 0
691	Henry Lunt, Enoch Lunt and John S. Taylor,	12 15 0
692	Joseph F. Estabrooks, Enoch Lunt and John S. Taylor,	80 17 0
693	John Murray, Francis Fulton and Samuel White,	16 10 0
694	Francis Fulton, Samuel White and John Murray,	17 15 0
695	Ebenezer L. Burpe, William A. McDonald and James A. Smith,	20 10 0
696	Robert Fulton, Spafford Barker and John F. Taylor,	27 15 0
697	Robert Ferguson, John Fraser and Peter Sutherland,	37 15 0
698	James Fowler, George Hayward and Edward Owens,	7 7 6
699	Amos Plummer, James Titus and George W. Hobin,	76 10 0
700	Caleb Bartlett and Kilburn G. Robinson,	20 10 0
701	Charles Connell, Jeremiah M. Connell and George F. Williams,	101 10 0
703	Thomas E. Perley, Charles Perley and Charles Connell,	57 15 0
705	John Campbell, William Todd, Jun. and George M. Porter,	25 18 6
706	Hugh Montgomery, Peter Stewart and Donald Stewart,	128 10 0
707	William Smart, Alvia Brockway and Edward Seelye,	54 12 6
708	Samuel Gardner, Ebenezer Stephen and William Brundage,	77 15 0
713	{ Duncan W. Perley, George A. Perley and George Nevers,	24 7 6
713		
714	James Seelye, Duncan W. Perley and George Hayward,	19 9 0
Total,.....		£2,912 5 0

R. GOWAN, *Accountant.***Abstract of Balances appearing on the Books of the Crown Land Office, as due to the Casual Revenue, on the 31st December 1842.**

Instalments unpaid on purchases of Land,.....	£16,190 11 6
Instalments due on Bonds for Timber Leases,.....	17,276 16 3
Balances apparently due for Tonnage on Excess and Unlicensed Timber and Lumber,.....	12,093 10 6
Bonds in the Office yet unpaid, and not included in any of the above Accounts,.....	3,085 5 0
Total,.....	£48,646 3 3

R. GOWAN, *Accountant.*THOS. BAILLIE, *Sur. Gen.*

KING'S COLLEGE.

Returns and Accounts relative to, furnished under an Address of the House of the 16th February, 1843.

PROFESSORS.

Reverend Edwin Jacob, D. D., Classical Literature, History, Moral Philosophy, Metaphysics and Divinity.

James Robb, Esquire, M. D., Chemistry and Natural History.

W. B. Jack, Esquire, A. M., Mathematics and Natural Philosophy.

GEO. FRED. STREET, Registrar.

Frederickton, February 18, 1843.

STUDENTS.

RESIDENT.

E. J. Jacob,
J. R. Jacob,
J. S. Millidge,
J. Hanford,
F. G. Street,
W. H. Deveber,
W. Duvernet,
N. Disbrow,
J. R. Currey,
G. G. Gilbert,
R. N. Merritt,
J. M. Wood,
H. F. Russell,
R. D. Palmer,
Charles Lee,
William Ketchum.

NON RESIDENT.

Charles Coster,
W. B. Robinson,
G. J. Bliss,
W. C. Drury,
E. B. Chandler,
W. H. Robinson,
C. P. Bliss,
Charles Odell,
R. H. Colebrooke,
C. H. Connell,
John Robinson,
T. P. Smith,
James M. Allan,
Richard Ketchum.

GEO. FRED. STREET, Registrar.

Frederickton, February 18, 1843.

Number and Names of the Students who have graduated during the Year 1842.

Edwin J. Jacob,
Henry B. Robinson,
Jones Hanford,

} A. B.

Colin J. Allan, B. C. L.

William H. Shore, }
Edward W. Wilmot, } A. M.

GEO. FRED. STREET, Registrar.

Frederickton, February 20, 1843.

Amount of Fees received by the Professors for the Year ending with Trinity Term, 1842.

Reverend E. Jacob, D. D.....	£37	0	0
James Robb, Esquire, M. D.....	79	3	4
W. B. Jack, Esquire, A. M.....	83	0	0

NOTE.—The Salaries paid to the Professors will be found in the accompanying Account marked No. 3.

GEO. FRED. STREET, Registrar.

Frederickton, 20th February, 1843.

INCOME AND EXPENDITURE.

Dr.

1842.			
Dec. 31.—	Crown Grant from Casual Revenue,.....	£1,111	2 0
"	To Provincial Grant,.....	1,100	0 0
			£2,211 2 0
"	" Amount of Rents received,.....		85 15 1
"	" Interest received of Monies advanced on Real Estates,....		36 0 0
"	" Amount received from Students for Books supplied from College Library,.....		27 4 3
			£2,360 1 4

Cr.

1842.			
Jan. 1.—	By Balance from Account rendered for 1841,.....		£48 19 1
Dec. 31.—	By Salaries paid to the Professors and others, viz :		
	Doctor Jacob, Vice President, &c.....	£500	0 0
	The same, as Professor of Divinity,....	150	0 0
	James Robb, Esq. M. D., Chemistry, &c...	300	0 0
	W. B. Jack, Esq. A. M., Mathematics, &c.	300	0 0
	Hon. G. F. Street, Registrar,.....	100	0 0
	Geo. Roberts, Esq. Master Gram. School,	200	0 0
	J. Holbrook, Esq. Assistant Master,.....	150	0 0
	The same, allowance for House Rent,	25	0 0
	The Steward,.....	60	0 0
	The Beadle,.....	40	0 0
	The Gate Keeper,.....	10	0 0
	The Forrester,.....	5	0 0
			1,840 0 0
	By Scholarships, viz :		
	F. G. Street, year ending Trinity Term, 1842,	£25	0 0
	J. M. Wood, " " "	25	0 0
			50 0 0
	By Library,—Dr. Robb, for Text Books imported, including Provincial Duties, £3 0 6,	£17 11 9	
	W. B. Jack, for the like,.....	12 8 10	
			30 0 7
	By Incidental Expenses, viz :		
	Cost of Fuel,.....	£40	0 0
	Pew Rent in Christ Church,.....	10	5 0
	Glazier's Bill,.....	5	15 6
	Printing,.....	2	14 0
	Livery for Beadle,.....	7	17 6
	Rundell and Bridge, balance for Medals,...	10	17 0
	The Steward, on account special grant by the Council, for loss on Steward's Commons since 1839,.....	100	0 0
	G. F. Street, professional services, 1837-8,	24	6 6
	Street and Stratton, the like, 1840-1,.....	7	4 0
	Fee to the Attorney and Solicitor General,	7	0 0
	Remodeling College Accounts from date of Charter,.....	50	0 0
			265 19 6
	By Balance carried to debit of new Account,.....		125 2 2
			£2,360 1 4

(E. E.)

Fredericton, February 18, 1843.

GEO. F. STREET, Registrar.

Secretary's Office, 10th March, 1843. WM. F. ODELL.

C. & M. Department.	English Department.
<p>1. <i>What is the meaning of the word "character"?</i></p> <p>2. <i>What is the meaning of the word "virtue"?</i></p> <p>3. <i>What is the meaning of the word "vice"?</i></p> <p>4. <i>What is the meaning of the word "moral"?</i></p> <p>5. <i>What is the meaning of the word "ethics"?</i></p> <p>6. <i>What is the meaning of the word "philosophy"?</i></p> <p>7. <i>What is the meaning of the word "science"?</i></p> <p>8. <i>What is the meaning of the word "art"?</i></p> <p>9. <i>What is the meaning of the word "craft"?</i></p> <p>10. <i>What is the meaning of the word "trade"?</i></p> <p>11. <i>What is the meaning of the word "profession"?</i></p> <p>12. <i>What is the meaning of the word "occupation"?</i></p> <p>13. <i>What is the meaning of the word "vocation"?</i></p> <p>14. <i>What is the meaning of the word "career"?</i></p> <p>15. <i>What is the meaning of the word "job"?</i></p> <p>16. <i>What is the meaning of the word "work"?</i></p> <p>17. <i>What is the meaning of the word "labor"?</i></p> <p>18. <i>What is the meaning of the word "industry"?</i></p> <p>19. <i>What is the meaning of the word "diligence"?</i></p> <p>20. <i>What is the meaning of the word "perseverance"?</i></p> <p>21. <i>What is the meaning of the word "persistence"?</i></p> <p>22. <i>What is the meaning of the word "tenacity"?</i></p> <p>23. <i>What is the meaning of the word "stamina"?</i></p> <p>24. <i>What is the meaning of the word "endurance"?</i></p> <p>25. <i>What is the meaning of the word "fortitude"?</i></p> <p>26. <i>What is the meaning of the word "courage"?</i></p> <p>27. <i>What is the meaning of the word "bravery"?</i></p> <p>28. <i>What is the meaning of the word "valor"?</i></p> <p>29. <i>What is the meaning of the word "heroism"?</i></p> <p>30. <i>What is the meaning of the word "nobility"?</i></p> <p>31. <i>What is the meaning of the word "dignity"?</i></p> <p>32. <i>What is the meaning of the word "grace"?</i></p> <p>33. <i>What is the meaning of the word 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No. of Returns.	COUNTY.	No. of Schools.	SCHOLARS.		
			Male.	Female.	Total.
	Northumberland,.....	62	1141	914	
	King's,.....	62	890	724	
	Kent,.....	35	427	391	
	Sunbury,.....	27	386	290	
	York,.....	53	945	666	
	Queen's,.....	49	700	604	
	Saint John,.....	32	601	432	
	Restigouche,.....	11	193	148	
	Westmorland,.....	103	1550	1183	
	Gloucester,.....	26	311	288	
	Charlotte,.....	32	449	350	
	Carleton,.....	34	720	553	
	Totals,.....	526	8313	6543	14,856

Secretary's Office, 10th March, 1843.

REPORTS ON ROADS, BRIDGES, &c.

CIRCULAR TO SUPERVISORS.

(Copy.)

Secretary's Office, Fredericton, 20th February, 1843.

SIR,—I am directed by the Lieutenant Governor to call upon you for a Report of the state of the Roads under your charge as Supervisor, and of the sums which, in your opinion, will be required to provide for the ordinary repairs in the current year.

I am further to desire that these Reports may be sent in without delay.

I am, &c.

(Signed)

WM. F. ODELL.

Supervisor, &c.

ROAD FROM FREDERICTON TO GRAND FALLS.

Report on Road from Fredericton to Grand Falls, by James Ketchum, Supervisor.

To His Excellency Sir WILLIAM MACBEAN GEORGE COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

In obedience to instructions received from Your Excellency by a Circular dated the 20th instant, calling upon me as Supervisor for a Report of the state of the Roads under my charge, and of the sums which in my opinion will be required to provide for the ordinary repairs in the current year, I beg leave to submit the following Report:—

In the appropriations made by the Legislature last year for the Great Roads leading from Fredericton to the Grand Falls, four hundred pounds was granted for that part between Fredericton and Woodstock, and which was laid out exclusively in repairs on the new line of Road, and in paying up old Contracts, and the repairs having been done in so faithful a manner, I am of opinion, that the sum of one hundred pounds will be sufficient to keep all the new made Road in good repair; but there is a part of the said Road lying between Captain Cheyne's Brook or the Little Poquiock (so called) and John Davidson's, a distance of about three miles, which as yet has not had any public money expended upon it, and is in a very bad state, and would require to be made anew, the whole distance being rocky and a bad soil for a Road, and some small Bridges being required, the smallest sum requisite for this piece would be six hundred pounds.

Respecting that part of the Great Road leading from Woodstock to the Restook, in making my Report to Your Excellency upon the state of the "Sullivan Creek Bridge," I remarked was in a very bad state, there being a number of Bridges in a very dangerous situation, and will be breaking down during the current year unless they are repaired; one place in particular over the lower Guisguitt, I consider it to be

be indispensably necessary that a new Bridge should be built in order to insure the safe transmission of Her Majesty's Mail in its route to Quebec.

In regard to that part of the Great Road leading from Restook to the Grand Falls, I wish to state for the further information of Your Excellency, that in the year 1841 there was seven hundred and fifty pounds laid out in opening and grubbing a new line of Road; since then, there has been no further grant made towards it, consequently no use is made of the said new line of Road, it not being as yet fit for travelling upon, and as there is a great deal of swampy land through which the Road runs, and a number of Creeks and some low land to Bridge over, no sum less than seven hundred and fifty pounds would be sufficient to make it passable for Teams; but if this new line of Road is abandoned for the present year, I would recommend that the small sum of twenty pounds be laid out in repairs on the old line.

I further beg leave to state that I consider the completion of the new alteration past Flannagan's Hills (so called) below the Big Presqu' Isle, to be very important, in order to avoid some of the worst Hills on the old Road.

In order to make my Report as clear as possible, I beg to exhibit the following Schedule of the sums which in my opinion will be required for the ordinary repairs and improvements on the Great Road from Fredericton to the Grand Falls:—

Incidental repairs from Fredericton to Woodstock,.....	£100	0	0
To open a new line of Road from Captain Cheyne's to J. Davidson's,.....	600	0	0
Incidental repairs from Woodstock to Restook,.....	150	0	0
To complete the alteration past Flannagan's Hills,.....	150	0	0
To make a new Bridge over the lower Guisguitt,.....	150	0	0
To repair old Road from Restook to Grand Falls,.....	20	0	0
	£1170	0	0
To improve the new line of Road from Restook to the Grand Falls, £750,	750	0	0

I have the honor to be

Your Excellency's obedient humble servant,

(Signed)

JAMES KETCHUM, *Supervisor.*

Woodstock, 27th February, 1843.

BRIDGE OVER SULLIVAN'S CREEK.

Report on Bridge over Sullivan's Creek, by James Ketchum, Supervisor.

*To His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN GEORGE COLEBROOKE,
K. H., Lieutenant Governor, &c. &c. &c.*

MAY IT PLEASE YOUR EXCELLENCY,

I beg leave to lay before Your Excellency a brief Report of the Sullivan Creek Bridge, on the Great Road leading from Fredericton to the Canada Line.

The Sullivan Creek Bridge (so called) was built under the superintendence of the Supervisors Hayward and Ketchum, at an expense of nearly two thousand pounds, and constructed entirely of perishable materials, though the best that could be found of the kind in the country; the Bridge being 94 feet in height and 60 feet in width on the foundation and 24 feet on the top, and about 250 feet in length, it must be evident to Your Excellency that such a body of timber exposed to the weather, cannot be of long duration, but if enclosed in a proper manner, as was first intended, it would be a good and safe Bridge, with some repairs, for forty or fifty years to come, and which may be done as nearly as I can estimate, at an expense of two hundred and seventy to three hundred pounds.

I wish further to state that there is already a roof constructed on the Bridge on a new plan, and which answers the purpose intended as a covering, but the Bridge being so much wider at the bottom than the top, it will require to be double boarded on the sides and done in the best manner, in order to secure it perfectly from the weather.

Before closing this Report, I must again be permitted to bring before Your Excellency's notice the state of the Line of Road between Woodstock and the Grand Falls, a distance of seventy five miles, as I am fearful unless an appropriation is made by the Legislature this Session for the necessary repairs of the Road and Bridges, as well as for finishing the new alteration past the Flannagan Hills, Her Majesty's Mails may be seriously delayed on the route to Quebec.

I have, &c.

(Signed) JAMES KETCHUM, *Supervisor.*

ROAD FROM GRAND FALLS TO CANADA LINE.

Report on Road from Grand Falls to the Canada Line, by J. A. MacLauchlan, Supervisor.

Fredericton, February 24, 1843.

SIR,—In answer to your Circular of the 20th instant, calling upon me to report for the information of His Excellency the Lieutenant Governor the state of the Road under my charge, and also the sum which in my opinion will be required to provide for the ordinary repairs during the current year, I have the honor to state, that on the line of Road between the Grand and Little Falls, on the left bank of the River Saint John, a distance of thirty seven miles, there is as yet only nine miles turnpiked; another ten miles has been grubbed and made fit for Winter travelling, and the remaining eighteen miles between the Quisibis and Grand Falls is still unopened, so that to complete the whole line, exclusive of the Bridge over the Grand Falls, an expenditure of at least four thousand pounds will be required; but from the number of persons without employment in the Province, and the great scarcity of money, I am of opinion that the sum of two thousand pounds will put the Road in a passable state for the conveyance of Her Majesty's Mails during the ensuing year.

I have, &c.

(Signed) J. A. MACLAUHLAN, *Supervisor.*

The Honorable William F. Odell, Provincial Secretary, &c. &c. &c.

ROAD FROM FREDERICTON TO FINGER BOARD.

Report on Road from Fredericton to the Finger Board, by Nath'l. Hubbard, Supervisor.

Burton, 28th February, 1843.

SIR,—Your Circular of the 20th instant has but just reached me. You will please to inform the Lieutenant Governor that in consequence of my not having any more money than would discharge the balance due on the Contract for the Floating Bridge at the Jemseg, as may be seen in my account rendered first of this winter, therefore not being on my Road, having no money to expend, cannot say what state the Road under my charge may be in, but the Postman wrote to me in September last, saying that he hoped I would make some repairs, as the Road wanted it much—but for want of the means there was nothing done.

Should

Should the present winter and spring prove favorable, perhaps £150 to £200 might make it passable for the Post to get on without much inconvenience. At the same time it must be remembered, as there was no money expended the last summer, the Road may be more out of repair than usual.

I have, &c.

(Signed)

NATHANIEL HUBBARD, *Supervisor.*

The Honorable Wm. F. Odell, &c. &c.

ROAD FROM FREDERICTON TO SAINT JOHN, AND NEREPIB TO GAGETOWN.

**Report on Road from Fredericton to Saint John, and Nerepis to Gagetown,
by William Foshay, Supervisor.**

Waterborough, March 3, 1843.

SIR,—I have the honor to acknowledge the receipt of your communication of the 13th February, by command of His Excellency, and beg leave to state that from the very limited grant of the last year upon the Nerepis Road, I have been enabled to make but very partial repairs. This Road being the great line of communication between the City of Saint John and the Seat of Government, and during the Spring and Fall when the Steamers cannot ply on the River, the wet weather and frost causes a very great injury upon the Road. There is a great number of Bridges upon this line which for the safety of travellers must be kept secure; I do not think that a less sum than £300 would keep it in repair. The Gagetown Road, £50 would keep it for the present year in a passable state; and £25 on the Road from Gagetown to the Oromocto.

I have, &c.

(Signed)

W. FOSHAY, *Supervisor.*

The Honorable Wm. F. Odell, Province Secretary.

ROAD FROM SAINT JOHN TO SAINT ANDREWS.

**Report on Road from Saint John to Saint Andrews, by George Anderson,
Supervisor.**

Saint John, 27th February, 1843.

SIR,—In answer to the Circular under date of the 20th instant, I have the honor to inform you for the information of His Excellency the Lieutenant Governor, that I forwarded a Report accompanying my Accounts to the Auditor General, at the close of the last season, recommending a new Bridge over the Bocabec River, to be built on piles of pine timber, which, to be properly built, in my opinion, would cost the sum of three hundred pounds; the site of the Bridge should also be changed farther down the stream: also the Bridge over the western branch of the Musquash River will require new stringers and hand railings of pine timber, which to be completed in a proper manner, would cost, in my opinion, the sum of one hundred pounds. There are also some trifling repairs to be done on other small Bridges on the line, which probably would cost the sum of thirty or forty pounds to make them safe. I considered the Road at the close of the last season to be generally in a good and passable state, but like most other Roads in the Province, the frost of the winter will make it necessary to have repairs done upon it in the current year.

I have, &c.

(Signed)

G. ANDERSON, *Supervisor.*

Honorable Wm. F. Odell, Esquire.

ROAD FROM PETITCODIAC TO SHEDIAC.

Report on Road from Petitcodiac to Shediac, by James Wallace, Supervisor.

Coverdale, 7th March, 1843.

SIR,—Your Circular did not come to hand till last evening, which I beg to offer as an apology for my not attending to His Excellency's orders sooner.

The Road leading from Petitcodiac to Shediac, likewise the Road from Dorchester to Shediac, is in a tolerably good state, so that I think £50 on each Road may be sufficient for the necessary repairs for the current year.

The Road leading from Salisbury to Hopewell has been but four years on the Great Road list, and the greater part of the money granted for its improvement has been laid out in building Bridges; consequently the Road (with exception of that part leading through the old settlements) is in a very backward state, and hardly passable for carriages. There is an important alteration now in the way of being made for the distance of three miles—it is grubbed out and ready for turnpiking. By this alteration bad hills are avoided, and the crossing the Coverdale River twice. The Shepody River Bridge is like to fall with old age, and will require a thorough repair this season. The Petitcodiac River Bridge will also require repairs, it being damaged this Winter by the ice and an uncommonly high freshet. I think that £400 will be required this year for the repairs of the Road and the Bridges alluded to.

I am, &c.

(Signed)

JAS. WALLACE, *Supervisor.*

The Hon. Wm. F. Odell.

ROAD FROM FREDERICTON TO SAINT ANDREWS, AND OAK BAY TO EEL RIVER.

Report on Road from Fredericton to Saint Andrews, and Oak Bay to Eel River, by L. B. Rainsford, Supervisor.

Fredericton, February 23, 1843.

SIR,—In answer to a Circular of the 20th instant, calling upon me to Report for the information of the Lieutenant Governor, the state of the Roads under my charge, and the sums which may be required to keep them in repair for the current year, I have to state that the Road from Fredericton to Saint Andrews via the Hanwell, a distance of seventy three miles, was in a good state of repair during the last season, but as it is a new Road, it will require £10 per mile to keep it in the same state for the ensuing year; twenty miles of the said Road has not as yet been skirted, which will cost five pounds per mile in addition to the above sum, making in all for this Road the sum of £830.

The Road from Waweig to Saint Stephens, a distance of ten miles, was in a passable state the past year, and will require the sum of ten pounds per mile, to put it in good repair, making in all for this Road, £100.

In reference to the Road from Oak Bay to Eel River, I have to Report that the distance is 66 miles, twenty miles of which is passable for wheels, and will require at least ten pounds per mile to keep it in a good state of repair; another twenty miles has been merely opened twelve feet wide; and as to the remaining twenty six miles, the trees have been taken out and the Road partially levelled, so that 46 miles of the Road are in a very rough state, and only fit for winter travelling, and will require £20 per mile to make it even passable for horses in summer, making in the whole for this Road the sum of £1120.

I have the honor, &c.

(Signed)

L. B. RAINSFORD.

The Honorable William F. Odell, Provincial Secretary.

ROAD FROM SHEDIAC TO RICHIBUCTO.

Report on Road from Shediac to Richibucto, by Wm. Chandler, Supervisor.

Richibucto, 27th February, 1843.

SIR,—I have the honor to acknowledge the receipt of your Circular of the 24th instant, requesting a Report of the state of the Road under my charge as Supervisor, and of the amount, in my opinion, required to provide for the ordinary repairs in the current year.

In compliance therewith I have to state, that the line of Road under my charge extends from Shediac to the Richibucto River: That on this line there is a great number of large and small Bridges which require more or less repairs almost every year: That there will be required this year seven new Bridges, cost of which I have estimated from £10 to £15, or an average of £20 each. That part of the line between Buctouche and Cocagne wants considerable repairs in being made wide, turnpiked, and some new cross Drains and Ditches; very little (except temporary repairs) has been expended on this part of the Road for several years past, so that to make any improvement to advantage it has become indispensably necessary that a considerable portion of this should be new turnpiked and gravelled. The other part of the line from Buctouche to Richibucto, a considerable portion during the last few years has been new turnpiked and now in fair condition; the other part of it, however, wants considerable repairs. The Cocagne Bridge remains much in the same state as reported on the 8th December last. As to the extent of injury to this Bridge cannot well be ascertained until the Channel abutment is taken down; but for the repairs of this I estimate from £100 to £150. If the repairs of this Bridge could be let in the early part of next month it might be done for considerable less than if let in the Spring, as being in a more convenient season for getting out Logs, and people more at leisure. The sum, however, required for the line of Road from Shediac to Richibucto, to put the same in good repair in the current year, cannot be less in my opinion than four hundred and seventy pounds, as follows:—

7 new Bridges as above named, say.....	£130	0	0
Cocagne Bridge, say.....	140	0	0
Road and other Bridges,.....	200	0	0
	<hr/>		
	£470	0	0

I have the honor, &c.

(Signed)

WILL. CHANDLER, *Supervisor.*

The Honorable William F. Odell, Provincial Secretary, &c. &c. &c.

BRIDGE OVER COCAGNE RIVER.

Report respecting repairs required to Bridge over Cocagne River, by William Chandler, Supervisor.

Richibucto, December 8, 1842.

SIR,—As Supervisor of the Great Road between Shediac and Richibucto, and agreeably to His Excellency's directions contained in your Circular of the 9th April last, I beg leave to Report, that on some day during the last week, a part of the Cocagne Bridge broke down, one of the abutments or piers in the channel of the River moved up stream, and two others, one on each side of the channel, have considerably settled, and some of the logs of the same have been forced out, so that the stringers have broken and fallen down, consequently about one hundred and seventy five feet of the Bridge has fallen over on its side and become impassable. The cause of this injury I have not as yet been enabled satisfactorily to ascertain. Two persons have examined

examined it, one of whom is of opinion that the channel pier has fallen, in consequence of its bottom being undermined at its side ; the other person is of opinion that the pier has been raised by the ice, and separated about the middle at one of the ballast floors ; but to ascertain correctly cannot well be done without removing or taking down a great part of the same, which appears impracticable at this season of the year. Some temporary repairs have been made with a few planks, to allow passing without much weight, but in such a way as leaves it very dangerous. No temporary repairs can be made without much expense, so as to make it at all safe passing. About 200 feet of the Bridge will require to be removed and three of the abutments taken down ; one of them being in the channel and having two floors ballasted, it will be attended with much difficulty and expense to remove it. The amount required to put it in good repair, I estimate at between one and two hundred pounds, which cannot well be done before the spring opens. The weather however has just set in cold, and should it continue for a few days, it will I think make the ice safe for crossing, and in that case the Bridge may be dispensed with for the present.

I have, &c.

(Signed)

WILL. CHANDLER, *Supervisor.*

The Honorable Wm. F. Odell, Provincial Secretary.

ROAD FROM PETITCODIAC TO FREDERICTON.

Report on Road from Petitcodiac to Fredericton, by William Goodfellow, Supervisor.

To His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN GEORGE COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

Having in my journey from the Nova Scotia Line to Saint John examined that part of the above Road which lies between the Petitcodiac River and a point about ten miles distant towards Fredericton, and having since my arrival at Fredericton made inspection of a like space at this extremity of the said Road, I beg to Report—

That I found five miles of the former distance turnpiked, commencing at the Petitcodiac, part of the residue has a ditch upon the upper side ; but as no water courses have been carried across the Road, this ditch has, by the continued action of the water, been deepened into extensive cavities and gullies, and will present a very serious impediment to the completion of the Road. The remainder of the distance inspected from Petitcodiac is stumped in the centre about 24 feet, and skirted a further width of 21 feet on each side, in all, 4 rods ; I believe a similar space has been stumped and skirted all the way to Salmon River.

The alignment of that part I examined is quite sinuous, although the country through which it passes is remarkably level, and I am unable at present to account for this seemingly capricious deviation from a straight line.

The portion at this end of the Road which I examined is yet more objectionable : not only is the alignment particularly bad, but the formation of the Road (a kind of turnpike) is such as to render it utterly useless. This turnpiking extends about 9 miles, and is composed of all the roots, rotten wood, moss, &c. that could be concealed by a superficial layer of earth and gravel, and so injurious are such substances to the formation of a Road, that the money expended on the whole 9 miles may be considered as entirely lost : because as the whole surface must be again uncovered and the vegetable substances fully removed, I consider that the making of a new Road through the wilderness would be less costly than the re-construction of the existing line.

The Road from the end of this turnpike, as far as I have examined it, and probably to Salmon River, appears to be chopped down and about 24 feet in the centre prepared for stumping ; but on more particular examination I found that many of the trees had been

been cut down close to the surface, rendering it much more difficult to remove the roots than if the trees had been left untouched.

On the whole, I consider that few Roads in the Province can well be more objectionable in every point of view than that upon which I am now reporting. The alignment seems unnecessarily bad; the construction of the turnpike exhibits an entire absence of knowledge in the elements of Road making; and as the line strikes Salmon River on the opposite sides at points nearly half a mile distant, it becomes almost impossible to carry a Bridge over that Stream without the expenditure of a large sum for angular approaches.

It is therefore my opinion, which I respectfully offer to Your Excellency, that no future expenditure is advisable in forming this Road until the line be properly and thoroughly examined, and such alterations made as would carry it through the best localities. The Road can be made in such manner as will insure its durability and usefulness.

All which is respectfully submitted.

(Signed)

ALEXR. GOODFELLOW.

Fredericton, 30th April, 1842.

ROAD FROM FREDERICTON TO NEWCASTLE.

Report on Road from Fredericton to Newcastle, by Alexander Goodfellow, Supervisor.

Miramichi, February 9, 1843.

SIR,—The Road from Fredericton to Newcastle, in consequence of the absence of James Gilmour, Esquire, the Supervisor, having remained under my charge, I now beg leave to Report for the information of His Excellency the Lieutenant Governor, that I have attended to the duty of Supervisor, and to the expenditure of the Grant of last Session.

I examined the whole of the line as early as the first of May last, and found that damage had been done to the said Road at various places by the Spring freshets. Early in June I employed an Overseer with a small party of men and a horse and cart to commence opposite Fredericton and proceed towards Miramichi, and subsequently another party under an Overseer with horse and cart, to commence at Indian Town on the Miramichi River, and proceed toward the other party, each making such repairs as the state of the Road required, and the means at my disposal would warrant. With a view of more fully carrying out the intentions of the Legislature, I advertised to take Contracts by Public Auction for the repairs of part of the Road commencing at Indian Town and extending downwards; the manner in which the work was to be performed was carefully described previous to the time of sale, and intimation given that bonds with sureties would be required, and the Contract strictly enforced; but such was the anxiety to get labour, that the jobs were bid off much lower than what they could really be performed for, and the consequence was, that after a commencement had been made and the Road rendered worse than before, two of the Contractors abandoned their work, although repeatedly urged to go on. I declined taking proceedings against the parties as they were very poor men, and after the time limited in the Contract had expired, employed the same Overseers as before, and formed new parties to complete the work, which cost much more than the rates at which it was originally contracted for. This will partly account for the over expenditure of the past season, measures which, with the view of strictly adhering to His Excellency's instructions, I had no intention of.

I beg to direct His Excellency's attention to my Report of 19th August last, wherein I fully explained the nature of the additional work required to be done on Renous River Bridge, to render it safe, and as nothing has yet been done in the matter, I would suggest that the latter end of March, while the ice is good in the stream, would

be the best time to go on with it, and that arrangements should immediately be made for the necessary materials and workmanship, either by Contract or otherwise.

I have repeatedly adverted to the state of the Road from four miles below Indian Town to Miramich Point at the mouth of the South West Branch, and would again beg to direct attention to it. In this distance (about eleven miles) there are upwards of twenty Bridges of various sizes, and several bad hills. The cause of so many Bridges is its too great proximity to the River, the Road in many places running along the edge of the bank; while by running out a new line a short distance back, many of the Bridges would be entirely avoided, and the steep hill relieved. Should an alteration be approved of it should be commenced without delay, as the Road is now in a very bad state, and many of the Bridges are nigh tumbling down. This measure, if carried into effect, besides causing additional safety and ease in travelling, would insure a saving to the Province in a few years.

I am, &c.

(Signed)

A. GOODFELLOW.

Honorable Wm. F. Odell, Provincial Secretary, &c. &c. &c.

ROAD FROM NOVA SCOTIA LINE TO SAINT JOHN.

Report on Road from Nova Scotia Line to Saint John, by Alex. Goodfellow, Supervisor.

Miramichi, 10th February, 1843.

SIR,—Having in my Report of the 16th July last given a brief account of the state of the Road from the Nova Scotia Line to Saint John, and shewn the manner the grant of the last Session was expending, it now remains for me to state that every exertion was used on my part to apply the small amount at my disposal in the most beneficial way. To effect this, the attention of the Overseers was directed to the removal of all obstructions to wheel travelling, such as roots, stones, &c. and to the carefully filling up of the places thus opened, and all wheel ruts, &c. with the best materials to be had in the vicinity, for which purpose a horse and cart were constantly employed; by these means preventing the action of the water on the centre of the Road, particularly on the hills, travelling having often become almost impracticable by the lodging of water. Although the two parties I had employed and alluded to in said Report passed along the line of Road in as economical and hasty a manner as its state would permit, an over expenditure to the amount of £32 3 7, besides commission, has taken place, the principal part of which was occasioned by the Hammond River Bridge. When I last visited that Road it was in a very passable state, but from the softness of soil of which part of it is made, the imperfect workmanship, and heavy travelling during the late extensive thaws, I fear it must now be in a bad state, and will doubtless require considerable outlay next season to enable travelling to be maintained, although if the Statute Labour was applied under the superintendence of practical Road makers much less might be necessary. I may remark that the water is allowed to pass along the higher side of the Road for much too great a distance without being taken to the lower side, thereby often doing much injury. To prevent this, I recommend an increase of cross Drains, but as the wood materials for such purposes are difficult to be had in Summer, it would be necessary to prepare and have on the spot in Winter every thing that was required, likewise materials for repairing several small Bridges which are in a decayed state. This, however, could not be done on the responsibility of the Supervisor, whose appointment is annual. I may also remark, that the Great Tantamar Marsh is composed of a heavy loam on a clay bed, and is very unfavorable for Road making, being always soft and miry in the Spring and Fall. This can only be improved by resorting to the use of suitable gravel, of which there is abundance a few miles from Dorchester within a few rods of water conveyance, whence it might be taken round to the Marsh in crafts similar to the Wood Boats used at Saint John.

The

The Road therefore, instead of being flat as at present, should have a sufficient crowning to pass the water freely to the sides, and then top dressed with a thin coating of the gravel; a cement would thus be formed on the top which would resist the action of the frost and water, and the Road would be kept in good travelling condition at small expense after its first formation. All the Roads in the County of Westmorland would be much improved by a general application of the gravel, and in my opinion would be even less expensive than, and far preferable to the present system of putting brush wood into the Road, which is acted on by the frost and has to be re-covered every few years. In many instances large ditches have been dug at the side of the Road to get materials to cover the brush, rendering Winter travelling dangerous, and being contrary to every principle of Road making. The other Counties through which this line of Road passes, until near the Great Saint John Marsh, abound with the best materials for Road making, and if the Road were well formed and properly located, so as to avoid the hills, &c. it would not be expensive to keep in repair.

In my Report of 16th July, I took no notice of that part of the Road lying between Bellisle and Saint John, on which I was appointed to expend £40. On examining that part of my district, I found said Road to leave the Great Road from the Finger-board or Baxter's, to Fredericton on a right angle, and proceed down the side of the Bay for several miles. For the first few miles the Road was newly made, and in general well located, the remainder of the Road to Kingston is badly run out and very imperfectly made, crossing many steep hills and deep valleys that could have been avoided. Before any extensive expenditure on this Road takes place a thorough examination of the country should be made, as the present route will never answer. I understand that a line of Road known as the Maybie Line, was looked out some years ago and subsequently surveyed by a Commission, of which Philip Palmer, Esquire, M. P. P. was one; this line, from what I saw, I am sure would be much preferable to the present one, but whether it is the best that could be adopted I am not prepared to say. From Kingston to the Kennebecasis, a distance of about three miles, the line is less objectionable, and on this part I expended the principal portion of the grant by Contract at Public Auction. The Contracts were taken low and the work tolerably well performed, although with much delay and trouble to the Supervisor. From the Kennebecasis to the Nine Mile House, a distance of seven miles, the line is generally imperfect and part of the Road bad. At the last named place the Road joins the Post Road from Nova Scotia to Saint John.

This line of Road is of great importance to the Agricultural interests of the Country along the route, a large quantity of produce from King's County being conveyed by it to Saint John, and were the Road so improved that heavy laden teams could pass along without difficulty, which is not the case at present, an increased stimulus would be given to that all important branch of industry.

All which is submitted for His Excellency's information and approval.

I have, &c.

(Signed)

ALEXR. GOODFELLOW.

The Honorable William F. Odell, Provincial Secretary, &c. &c. &c.

HAMMOND RIVER BRIDGE.

Report on Hammond River Bridge, by Alexander Goodfellow, Supervisor.

To His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN GEORGE COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

In obedience to Your Excellency's instructions, I proceeded to Hammond River Bridge, in King's County, on Friday last, and now beg leave to Report, that I found the fastening of one of the chains carried away, and the Bridge settled down about two feet in the centre, and in other respects much injured. Immediate

Immediate steps have been taken to replace the chain and otherwise to support the Bridge, until something can be done for its permanent security, to effect which, I would recommend the erection of a substantial pier in the centre of the stream, sufficiently strong to resist the pressure of the ice when breaking up, on which pier the centre of the Bridge would rest, and from which it can be raised up to a straight line; any support from the top being evidently insufficient to support so heavy a structure.

I have the honor to be, &c.

(Signed)

ALEX. GOODFELLOW.

Fredericton, June 6, 1843.

RENOUS RIVER BRIDGE.

Report on Renous River Bridge, by Alexander Goodfellow, Supervisor.

Miramichi, August 19, 1842.

SIR,—I have the honor to acknowledge receipt of your communication of 5th instant, with enclosure to James Gilmour, Esquire, and in obedience to the request therein contained, in the absence of Mr. Gilmour, I have to Report for His Excellency's information, that I have repeatedly examined the Bridge across the Renous River during the last six months, and for the last time on the 16th instant.

On the removal of the scaffolding last Fall, the centre of the span settled down about nine inches; and while a heavy quantity of snow lay on it during winter, and since, a further settling sideways has taken place of twelve or thirteen inches, which if not brought to the plumb and secured, may ultimately endanger its safety; no change however has taken place for the last two or three months, nor is it at all dangerous at present nor likely to become so for some time.

The Contract for its erection not having been fulfilled, I have been in communication with the Contractor for some time past, with a view to an arrangement, but being unable to effect one that I could be safe in entering into, I had determined on bringing the circumstances under His Excellency's notice, and for his information I now enclose the Contract and papers therewith connected, on which the Contractor has received £796.

I might here remark, that it is the opinion of persons practically acquainted with Bridges, that the span of the Bridge can be brought back to its original position, and there secured by horizontal braces. I would also suggest the addition of a light king post and brace on both sides, with a view to additional strength, which might cost (including what has yet to be done to the rail, &c., part of the original Contract,) from £70 to £80.

I have, &c.

(Signed)

ALEX. GOODFELLOW.

The Honorable Wm. F. Odell, Provincial Secretary, &c. &c. &c.

GENERAL REPORT OF MR. GOODFELLOW ON ROADS UNDER HIS SUPERVISION.

Miramichi, 18th July, 1842.

SIR,—Having observed in the Royal Gazette, my appointment as Supervisor of the Great Road from Saint John to the Nova Scotia Line, I availed myself of the earliest opportunity which the Spring presented, and accordingly in the latter end of April proceeded to examine the whole line of Road above referred to. Commencing at the Nova Scotia Line and proceeding towards Sackville, I noticed with regard to the line, a peculiarity which I could not account for, viz: a great many departures from a straight

straight line across the Great Marsh, where the line might as well have been perfectly straight. From the new Bridge at Sackville to Dorchester, the whole line will require to be altered or a new line made, which at no very great expense could be found, and would furnish very great facilities, both as it respects a reduction in hills and substituting a straight for a very crooked line, and consequently a great reduction in distance. From Dorchester to Hayward's Mills, being near the line dividing Westmorland and King's Counties, without abandoning the present general line, there are several places where very material alterations are required, particularly in the way of easing the ascent over hills, and in some instances avoiding the hills altogether. Close by Nixon's Tavern or Wright's Shipyard, I was particularly struck with the necessity of making one, which alteration is in fact almost indispensably necessary, and in the accomplishment of which a Bridge to cost about two hundred pounds would be required. From the circumstance of my never having seen the locality at present under consideration at the season of the year when danger would exist, I cannot judge for myself; but various reports concur in representing the travelling at this place after a thaw as being exceedingly dangerous, and appearances are favorable to these reports. From Hayward's Mills to M'Leod's, on the Kennebecasis, the line generally is as good as in my opinion the locality would admit of. From M'Leod's to within ten miles of the City of Saint John, the remarks above made, with regard to the line from Dorchester to Hayward's Mills, will fully apply. Thence to Saint John the line is pretty good.

While engaged on this examination, I employed two men, appointing each to a particular section, with instructions to fill up any ruts and remove any obstructions which might have been thrown up by the frost or otherwise, and so far to place the whole line in such a situation as that it may be travelled upon without danger until the general repairs should be performed. This was accomplished at an expense of about ten pounds.

Considering the state of the Road generally and the comparatively small amount of the grant to be expended, viz: two hundred and fifty pounds gross, upon a distance of about 140 miles, I felt satisfied that I could not describe the work to be done, if set up at Auction, in such a way as would insure its being performed according to any specification that I could prepare, and consequently determined upon employing about ten men, together with two horses and carts, by the month, which I divided into two parties, appointing one of each party as Overseer, and set them to work at opposite ends of the line, with directions to work towards each other. To the party generally, but more particularly to the Overseers, I described the nature of the repairs to be performed. These parties have been at work since the middle of June, and I visit them at intervals, giving to each party such particular instructions with regard to the work to be performed upon the line ahead of them as I think necessary; should the whole amount of the grant be expended, as originally intended, it will be absorbed by these parties about the middle of next month.

I should have observed that on first visiting the line, I was applied to by the Commissioners of Highways at Dorchester for assistance to enable them to re-erect a Bridge on the line close by the Village, which Bridge had become in every respect worn out and dangerous. They satisfied me that they had a promise of assistance from my predecessor, and their proposition was that I should pay for the materials, and that they would furnish all the labor; this I considered so reasonable, as that upon the condition of their placing the erection of the Bridge under my supervision, and erecting it according to my plan and to my satisfaction, I consented to pay for the materials, which cost thirty pounds. The Bridge by this time is finished. Near the Bend of Petitcodiac an application was also made to me by a Commissioner respecting a small Bridge upon the line, the covering of which had become worn out; in this case, I consented to pay for the materials, being about three pounds, upon the condition of his getting the labor performed, which was accordingly done.

Another special job I let at Public Auction, being the repairs of the abutment of a Bridge on the Petitcodiac, which cost ten pounds, and is nearly completed.

These special matters, together with the labor of the first two men employed, amounting in the whole to £53, reduced the amount to be expended upon the other general repairs of the line to a very small amount.

I have further to report, that on the 17th of May, I received a communication from Saint John, stating that the Bridge over Hammond River, which had cost over £1,600, was in a dangerous state, and requiring to be immediately attended to, else that it must break down. I accordingly, in the latter end of May, made Fredericton my route, with the view of communicating with His Excellency upon the subject, and more particularly to ascertain where means were to come from to pay for what it may be necessary to do in repairing the Bridge; and upon my stating to His Excellency that the grant for that line of Road was barely sufficient to keep it in a travelling state, in which His Excellency appeared to concur, His Excellency left me under the impression that means would be provided for the repairs of the Bridge by the time they may be required.

With these impressions I proceeded, and learned in Saint John that Mr. Clarke, the original builder of the Bridge, had, under the directions of the Mayor, gone with some workmen to examine and do what may be necessary. On his return I met him in Saint John, and he accompanied me to the Bridge, where we joined in giving such instructions for temporary repairs as we thought advisable, and which cost £15 or thereabouts. I then returned via Fredericton, and made my Report on the 6th of June, and in conformity with your Honor's reply thereto, there being no time to be lost, I closed with an offer which I had from Mr. Clarke, above named, and which offer I thought reasonable, viz: £150 for the erection of a Pier and "Heater," ballasting both, raising the Bridge where it had sunk, and other repairs connected therewith, payable when the work should be completed, except £55 advanced to enable him to pay for Timber,—the work must be completed by this time.

With regard to the Hampton Ferry Bridge, for which there was a grant of £100, I took a Contract for such repairs as I deemed necessary upon it, which amounted to £68 10s. and expended the residue also under Contract, and both jobs at Public Auction, upon a hill within about a mile of the Bridge upon the Westmorland side.

As a part of the repairs contracted for upon this Bridge was the removal and re-erection of a Pier which could not be done during the Summer without depriving the public of the use of the Bridge, I gave the Contractor until March next for its completion, by which time it can be done without much inconvenience to the public, as they can cross on the ice while these repairs are being done, the Contractor, in the mean time, being bound to keep the Bridge in a safe travelling state.

I now beg leave to request that means be furnished as soon as possible to enable me to pay the Contractor for the repairs of the Hammond River Bridge, as the Contractor's great inducement to take the job at so low a rate was the full expectation of being paid when his Contract should be completed, and a disappointment to him he declares would be attended with disastrous consequences, as he is totally unprepared for it.

The whole of which is respectfully submitted for the information of His Excellency.

I have the honor, &c.

ALEXR. GOODFELLOW.

The Hon. Wm. F. Odell, &c. &c. &c.

Estimate of Sums required for repairs to Roads under Mr. Goodfellow's supervision.

Fredericton, 16th March, 1843.

SIR,—In compliance with the Lieutenant Governor's request, contained in your Circular of the 20th ultimo, calling upon me for a Report of the state of the Roads under my charge, as Supervisor, and of the sums, which in my opinion, will be required to provide for the ordinary repairs in the current year,—

I beg leave to report, that having already reported on the state of the Roads under my charge, it only remains for me to state, that although the Road from Saint John to the Nova Scotia Line was in a passable state when I last examined it, yet from the unfavorable nature of the soil for Road making, and the imperfect manner in which the

the Road formerly has been made, particularly from the residence of the Honorable Wm. Crane across the Great Marsh, and from the circumstance of many of the Bridges being in a decayed state, I am of opinion that at least £500 will be required for the current year, to keep the Road in a passable state of travelling. I however would remark, that from the imperfect manner in which the said Road has been laid out, as may be seen on reference to my Report of the 16th July last, it would not be advisable to expend a larger sum than would be sufficient to keep the Road in a passable state for travelling, until the Legislature might think proper to order such alterations as may be found necessary, and which in fact are indispensable.

The Road from Bellisle to Saint John I think may be kept in a passable state by the Statute Labour, and a Grant of from £60 to £100.

The Road from Fredericton to Newcastle having been put in a good state of repair at the close of last season, with the exception of that part of the said Road from below Indian Town to the point of Miramichi, a similar grant to that of last year might be sufficient; but having repeatedly stated that an alteration was necessary before any farther sum should be expended thereon, and as there are a number of Bridges which are on the eve of falling, and which will have to be rebuilt unless such alteration takes place, it will therefore appear vident that such alteration should be gone into in place of re-building the Bridges on the present line. It may be necessary to state that in addition to the above, the sum of £60 was over expended last year, and that the Bridge across the Renous River has not been entirely finished by the Contractor; and that although no immediate injury to the Bridge is dreaded, in my opinion it should be finished, and some additional strength added to the whole, which would probably cost from £90 to £100, say in the whole £460 for the Road from Fredericton to Newcastle.

As relates to the Road from Fredericton to the Petitcodiac, to which I was appointed last year, I would state, that I have not expended any money nor have I examined it generally since my Report of about the 1st May last, to which Report I beg leave to refer.

I have the honor to be, Sir,
your most obedient servant,

ALEXR. GOODFELLOW.

To the Hon. Wm. F. Odell, &c. &c. &c.

ROAD FROM MIRAMICHI TO RESTIGOUCHE.

Report on Road from Miramichi to Restigouche, by D. Crocker, Supervisor.

Miramichi, December, 1842.

MAY IT PLEASE YOUR EXCELLENCY,

My operations as Supervisor of the Road from Miramichi to Restigouche being now suspended for the present year, it becomes my duty to Report to Your Excellency, and I beg permission to submit the following:—

The sums appropriated at the last Session for this line were £80 from Newcastle, Miramichi, to Bathurst, and £400 from Bathurst to Campbelltown, (Restigouche.)

As there was a balance of £145 due to me from 1841, in consequence of an alteration made in the line of Road between Martin Lyon's Cove and James Russell's in the Parish of Newcastle, (Miramichi,) which was not charged in account rendered that year, and although this improvement in the line has given general satisfaction, it unexpectedly called upon me for part of the £80 which I had intended to expend on other parts of the Road. The balance as it now stands due me will be £115, to be provided for at the next sitting of the Legislature. The remainder of the Grant was expended repairing the Road and Bridges through to Bathurst generally, which with few exceptions, has placed the Road in a fair state for travelling, but from the limited sum expended this season, it will require to be attended to early in the ensuing year.

The

The Grant of £400 from Bathurst to Campbelltown, Restigouche, was expended in paying off all claims due on former Contracts, as stated in my Report of June last, for which a part of this Grant was intended. The remainder was paid for repairs generally in the County of Restigouche. The materials intended for the Bridges across Jaquet River, have all been rafted and put in a place of safety.

The Bridge across Belledune River, which divides the County of Gloucester and Restigouche, is in quite a dangerous state, and if possible should be built anew the ensuing season; probable cost, with the approaches, about £100.

As I have for the last two years reported fully on the state of the line of Roads from Bathurst to Dalhousie, I have little to add at present, and shall close this Report by remarking that the Road made and Bridges built on this line for the last four years stand well, and from what I can learn, gives very general satisfaction.

All of which is most respectfully submitted.

(Signed)

DAVID CROCKER, *Supervisor.*

ROAD FROM RICHIBUCTO TO CHATHAM.

Report on Road from Richibucto to Chatham, by David Crocker, Supervisor.

Miramichi, December, 1842.

I beg leave to Report for the information of His Excellency the Lieutenant Governor, the following, my Report as Supervisor of the Road from Richibucto to Chatham.

As early as the opening of the Spring would permit, I went over the whole line of Road intrusted to my superintendence, to enable me to form the best estimate my judgment would allow me to do, as to the expenditure of the fifty pounds granted for the Road. After having as fully as practicable at that time, ascertained the state of the Road, I found, from the limited sum put at my disposal, that I would be compelled, in keeping the Road in repair, to put on one or two parties upon it by the day, for the purpose of making temporary repairs, and by adopting this method, the Road has been kept in a passable state through the summer, with few exceptions.

In consequence of an important Bridge having become quite dangerous, at what is called Davidson's Creek, near Richibucto, it was thought advisable to arrange for repairing it before the ice left in the Spring, as it would quite obstruct the travelling if done in the Summer season. Consequently a Contract was entered into in Fall of 1841, at a cost of £70, and although the Bridge was absolutely requisite for the safety of travelling, it unexpectedly called for ten pounds of the present grant, which was much wanted on other parts of the Road. The balance, £60, is now due the Contractor, which I trust the Legislature will anticipate, by ordering a grant to meet the balance.

There are also a number of Bridges on this line, and some that will want immediate repairs; the one across Kouchibouguacis River, near 800 feet in length, will require repairs before the ice leaves in the Spring, as some of the Blocks are quite removed out of their places, owing to the high tide late in the Fall, and the Bridge otherwise injured.

All which is respectfully submitted by Your Excellency's very obedient humble servant,

DAVID CROCKER, *Supervisor.*

Honorable Wm. F. Odell, &c. &c. &c.

GENERAL REPORT OF MR. CROCKER ON ROADS UNDER HIS SUPERVISION.

Miramichi, 30th June, 1842.

SIR,—I beg leave to Report for the information of His Excellency the Lieutenant Governor, and in conformity with his wishes, as conveyed in your Circular of 9th April last, that as early as the season permitted, I proceeded to examine the whole line

line of Road intrusted to my superintendence, and having as far as was practicable at that time, ascertained its state, found, that after selling some particular sections, and repairing the Bridge across Ferguson's Mill Stream, near Campbelltown, (Restigouche,) by Public Auction, from the limited sum placed at my disposal on the line thence to Newcastle, a distance of one hundred and fifty miles, the best plan that I could adopt, in order to put and keep the Road in a safe passable state, would be to hire two or three parties upon it by the month, in some places to make permanent, and in others temporary repairs, such as filling up ruts made by carriage wheels, repairing water-courses, and such like.

The Road from Newcastle to Bathurst will in a short time be placed in a fair state for travelling; on this line a Contract was taken last season for building a Bridge at a cost of £115, forty pounds of which was paid to the Contractor last Fall, as well as £15 10s. for damages connected with the line on which the Bridge was built, neither of which sums were charged by me in account rendered at the last sitting of the Legislature. The balance on this Contract is now due, as the Bridge and approaches are made passable.

Parties are also at work on the Road from Richibucto to Chatham, and in a short time the whole of that line will be in a fair state for travelling. As the Bridge across Davidson's Creek, near the turn of Richibucto, had become quite impassable, it was deemed advisable last Fall to take a Contract for repairing it, which was accordingly done at a cost of £70, and will be completed in a short time.

Upwards of £240 of the amount granted at the last Session of the Legislature to be expended in the County of Restigouche, was intended to discharge Contracts entered into last Fall, viz: £170 for materials to build a Bridge across Jacquet River; £17 10s. to A. Ritchie; and £30 to Henry Hughes for building Bridges, and the balance for exploring, staking, &c. These Contracts, as well as some others, are now completed, and I shall require means to discharge them as soon as convenient. The remaining Contracts and monthly labor will also be completed and finished about the first of August, which I trust His Excellency will anticipate by ordering all Warrants in my favor to issue, as a large amount will have to be discharged from my own private means, for the reimbursement of which I shall have to await a grant from the Legislature at its next sitting.

There were two grants in my favor at the last Session of the House—one for £153 and upwards, and the other for £30 and upwards, being over expenditures advanced by me, and which it would be a relief to me if His Excellency would order Warrants to issue for.

(Signed)

DAVID CROCKER, *Supervisor.*

The Hon. Wm. F. Odell, &c. &c. &c.

ROAD FROM NOVA SCOTIA TO CANADA.

Estimate of the probable expense of carrying on the Survey of the Road from Nova Scotia to Canada for one season, under the direction of Captain Crawley, Royal Engineers.

REPORT.

In framing this estimate I have calculated on working from 1st June to 15th November.

1.—The pay of the Assistant Surveyor and 2 Chainmen is reckoned for the whole time.

2.—Two Laborers are calculated for the whole time, and two additional for half the time, (Sundays excluded from both.) It may occasionally be requisite to employ two men as Axemen.

3.—This is provided to carry Camp equipage, &c. along the Road, and is exclusive of Sundays.

- 4.—Provisions necessary when camped out.
 5.—The actual expense only of the Board of Assistant Surveyor and 2 Chainmen will be paid. A saving will probably be effected on this item.
 6.—This is to cover travelling expenses of the party.
 7.—This provides the annual pay of the Engineer Officer.
 8.—Inn expenses are here estimated for as sanctioned by the Board of Ordnance under similar circumstances.
 Item 5, does not include Board for the Engineer Officer, it will be paid by himself.

NOTE.—If the Assistant Surveyor is in the receipt of a salary from the Government half the sum charged for him may probably be deducted.

ESTIMATE.

	Amt. Currency.	Amt. Sterling.
1.—168 days Assistant Surveyor, @ 20s.....	£168 0 0	
168 do. first Chainman, @ 10s.....	84 0 0	
168 do. second do. @ 7s. 6d.....	63 0 0	
2.—576 do. labour, @ 5s.....	144 0 0	
3.—144 Horse, Cart and Driver, @ 7s. 6d.....	54 0 0	
4.—1080 Rations of provisions, @ 1s. 6d.....	81 0 0	
5.—504 day's board of Assistant Surveyor and 2 Chainmen, @ 5s.....	126 0 0	
6.—Travelling for the party,.....	40 0 0	
	£760 0 0	£633 6 8
7.—Pay of Captain Crawley, R. E. 365 days, @ 30s. 7d.....		558 2 11
8.—Inn expenses, &c. 168 days, @ 10s.....		84 0 0
Camp equipage,.....		10 0 0
		£1285 9 7
Add one tenth for contingencies,.....		128 10 11
		£1414 0 6

Amounting to one thousand four hundred and fourteen pounds and six pence Sterling, Dollars at 4s. 2d. each.

(Signed)

H. O. CRAWLEY,
 Captain R. E.

Fredericton, N. B. 6th February, 1843.

Abstract of Reports of Supervisors of Great Roads, shewing the estimated amounts required for ordinary repairs in 1843.

Roads and Bridges, where situate.	Amount.	Totals.	Supervisor.	Remarks.
Fredericton to Woodstock,	700		James Ketchum,	£600 of this sum being required for 3 miles of <i>new Road</i> .
Incidental repairs from Woodstock to Restook,	150		...	For ordinary repairs.
To complete alteration past Flannigan's Hills,	150		...	Important but not indispensable.
For new Bridge over the Lower Guisuaquit,	150		...	Indispensably necessary.
To improve new Line from Restook to Grand Falls,	750		...	If old Line is continued, £20 only.
		1900		
To cover in Sullivan Creek Bridge, £270 or £300,		300	...	To save this expensive Bridge from premature decay.
Grand Falls to the Canada Line,		2000	J. A. Maclauchlan,	Will merely make the Road passable.
Fredericton to the Finger Board, £150 or		200	Nath'l. Hubbard,	Supervisor not fully informed.
Fredericton to Saint John, via Nerepis,	300		Wm. Foshay,	For ordinary repairs.
From the Nerepis to Gagetown,	50		...	To keep in passable repair.
From Gagetown to the Oromocto,	25		...	Ditto.
		375		
From St. John to St. Andrews, say	35		George Anderson,	Ordinary repairs, exclusive of Bridges.
New Bridge over Bocabec River,	300		...	Recommended by the Supervisor.
Repairs on Bridge over N. W. B. Musquash River,	100		...	For new stringers and hand railing.
Repairs on small Bridges on the Line, say	30		...	Ordinary repairs.
		465		
Salisbury to Hopewell,	400		James Wallace,	To repair Bridges, and make an alteration in the Line.
Petitcodiac to Shediac,	50		...	Ordinary repairs.
Dorchester to Shediac,	50		...	Ditto.
		500		
Fredericton to Saint Andrews,	830		L. B. Rainsford,	To put and keep in good repair.
Waweig to Saint Stephens,	100		...	Ditto.
Oak Bay to Eel River,	1120		...	Road in an unfinished state.
		2050		
Shediac to Richibucto, £470, viz :				
Seven new Bridges, say	130		Wm. Chandler,	Very necessary.
Cocagne Bridge, say	140		...	Indispensable.
Road and other Bridges,	200		...	Some parts requiring turnpiking and gravel.
		470		
Saint John to Nova Scotia Line,	500		Alex. Goodfellow,	To keep the Road in a passable state.
Bellisle to Saint John, say	75		...	Ditto, with Statute Labor.
Fredericton to Newcastle, say	460		...	Includes £60, over expenditure last year.
		1035		No sum specified or recommended.
Fredericton to Petitcodiac,				
Richibucto to Chatham;			David Crocker,	Three Reports received and on file,
Newcastle to Bathurst,				but his Report in answer to the Circular requiring Supervisors to report as to what sums would be required for ordinary repairs not yet come to hand.
Bathurst to Campbellton,				

" Mr. Crocker's statement of amount required on the Roads under his supervision will be sent down when received."

Record of Lunatics in Asylum in the City and Parish Saint John from 1st January to 31st December (inclusive) 1842.

Name.	Place of Nativity.	Character of the Disease on admission.	Date of admission.	Date and condition at final discharge or death.	Remaining at 31st December, and in what condition.	Miscellaneous Remarks.
In Ward from last Year.						
Mary Hurney,	32 County Galway,	Idiocy,	14th Nov. 1835,	Died 20th February 1842,	Remaining unimproved,	Ireland, direct.
Wm. Austin,	55 " Cork,	Epilepsy,	6th Feb. 1836,	"	Remaining unimproved,	King's Ward, City.
Jane Thorpe,	32 Saint John,	Idiocy,	1st July, "	"	Remaining unimproved,	Duke's Ward, City.
Thomas York, C'd.	26 Saint John,	Idiocy,	7th April, 1837,	"	Remaining unimproved,	Sidney Ward, City.
Ana Gorvin,	36 County Connaught,	Ordinary Insanity,	31st May, "	"	Remaining unimproved,	Charlotte County Gaol.
Peter Hopper,	44 Westmorland, N. B.	Ordinary Insanity,	20th Aug. "	"	Remaining unimproved,	Westmorland County Gaol.
Mary White,	59 Saint Andrews, N. B.	Delirium Tremens,	29th Jan. 1838,	Cured and discharged 8th August 1842,	"	St. John County Gaol.
Wm. M. Scribner,	28 King's County, N. B.	Epilepsy,	20th June, "	"	Remaining unimproved,	King's County.
James Watson,	46 Glasgow,	Idiocy,	5th Feb. 1839,	"	Remaining unimproved,	Sailor, from St. Andrews.
Hannah Driscoll,	38 County Cork,	Idiocy,	24th May, "	"	Remaining unimproved,	York County Gaol.
Henrietta Latham,	46 Somersetshire, England	Furiously Mad,	24th Aug. "	"	Remaining improved,	County Carleton.
Maria Moore,	28 Ipswich, England,	Ordinary Insanity,	15th Oct. 1840,	"	Remaining improved,	Charlotte County Gaol.
Alice Mahae,	42 County Fermanagh,	Ordinary Insanity,	1st Jan. 1840,	"	Remaining improved,	County Sunbury.
Sarah Alston,	55 Saint John,	Furiously Mad,	15th " "	"	Remaining improved,	Duke's Ward, City.
Patrick Kelly,	29 County Waterford,	Furiously Mad,	10th March, "	"	"	Par. Portland, Co. St. John.
Thomas Lyford,	32 " Cork,	Ordinary Insanity,	24th " "	"	"	County Carleton.
James Mulleu,	32 " Tyrone,	Ordinary Insanity,	13th June, "	"	"	Duke's Ward, City.
Henry Brown,	34 Queen's County, N. B.	Ordinary Insanity,	28th July, "	"	"	Queen's County, N. B.
Sarah Henderson,	28 County Charlotte, "	Ordinary Insanity,	10th Aug. "	"	"	County Charlotte.
Sarah Bell,	24 Quebec,	Ordinary Insanity,	29th " "	"	Remaining improved,	Quebec, direct.
Norah Blakney,	30 Westmorland, N. B.	Ordinary Insanity,	18th Sept. "	"	"	County Westmorland.
Isaac Miller,	73 Cornwallia, N. S.	Ordinary Insanity,	1st Oct. "	"	"	County York.
Jane McGuire,	31 County Tyrone,	Ordinary Insanity,	11th " "	"	Remaining much improved,	Ireland, direct.
Hannah McManaman,	46 " Donegal,	Ordinary Insanity,	25th " "	"	Remaining improved,	Eastport, State of Maine.
Jane Rue,	28 Westmorland, England,	Ordinary Insanity,	31st Dec. 1841,	"	Remaining improved,	Northumberland.
Patrick Quinn,	61 County Tyrone,	Ordinary Insanity,	4th Feb. "	Cured and discharged 10th June 1842,	"	Ireland, direct.
Mary McFarlan,	41 " Tyrone,	Ordinary Insanity,	24th March, "	"	Remaining much improved,	County King's.
Jane Riggs,	48 Portsmouth, England,	Ordinary Insanity,	5th " 1840,	"	Remaining improved,	England, direct.
Hazen Dowling,	16 Westmorland, N. B.	Delirium Tremens,	13th " 1841,	Cured and discharged 20th May 1842,	"	County Westmorland.
John McFrederick,	46 County Donegal,	Furiously Mad,	23rd " "	Cured and discharged 4th April 1842,	"	King's Ward, City.
Mary Bell,	47 " Antrim,	Ordinary Insanity,	10th April, "	"	"	County Charlotte.
James Draper,	51 Lancashire, England,	Ordinary Insanity,	7th " "	"	Remaining improved,	County King's.
John Johnston,	50 Cumberland, "	Ordinary Insanity,	26th " "	"	Remaining much improved,	County York.
Daniel Gorvin,	29 County Donegal,	Imbecile,	1st May, "	"	Remaining unimproved,	County Charlotte.
Elizabeth Gray,	43 London,	Ordinary Insanity,	22d " "	"	Remaining improved,	Queen's Ward, City.
John Clougher,	29 County Roscommon,	Imbecile,	25th " "	"	Remaining unimproved,	U. States and Co. Charlotte.
Timothy Gill,	26 Yorkshire, England,	Ordinary Insanity,	4th July, "	"	Remaining improved,	Charlotte County Gaol.
Peter Burke,	26 County Galway,	Furiously Mad,	8th " "	"	Remaining improved,	U. States and Co. Charlotte.
Ann Farnan,	29 " Kerry,	Imbecile,	19th " "	"	Remaining unimproved,	Par. St. Martin, Co. St. John.
Richard Cronin,	36 " Saint John,	Furiously Mad,	13th Aug. "	"	"	County Carleton.
Martin Fahy,	41 County Cork,	Idiocy,	"	"	"	County King's.
Eliza Murray,	11 County Cork,	Furiously Mad,	"	"	"	County Sunbury.
Elizabeth Todd,	24 " Tyrone,	Ordinary Insanity,	"	"	"	Ireland, direct.
John Lareby	36 Cape Breton, N. S.	Ordinary Insanity,	"	"	"	Gloucester.

Record of Lunatics in Asylum in the City and Parish Saint John from 1st Jan. to 31st Dec. 1842.—Continued.

Name.	Age.	Place of Nativity.	Character of the Disease on admission.	Date of admission.	Date and condition at final discharge or death.	Remaining at 31st December, and in what condition.	Miscellaneous Remarks.
Ann Clarke,	51	County Donegal,	Ordinary Insanity,	16th Aug. 1841,	-	Remaining improved.	County Carleton.
Ann Reed,	20	" " Donegal,	Ordinary Insanity,	23rd " "	-	-	County Carleton.
Thomas Clarke,	31	Hull, England,	Ordinary Insanity,	1st Sept. "	Cured and discharged 26th February 1842,	-	County Carleton.
Mary Crowley,	49	County Cork,	Epilepsy,	1st Nov. "	Cured and discharged 8th August 1842,	-	Northumberland.
John Carson,	43	" " Fermanagh,	Ordinary Insanity,	13th " "	-	Remaining improved.	Ireland, direct.
Bridget Finn,	38	" " Cork,	Ordinary Insanity,	22d " "	Eloped 31st July 1842,	-	County Charlotte.
Charles Theal,	66	Old British Yorker,	Imbecile,	23rd " "	-	Remaining much improved.	Ireland, direct.
Mansfield Cornwall,	58	Westmorland, N. B.	Ordinary Insanity,	23rd " "	Died 22nd April 1842.	-	County King's.
Alexander Bloomfield,	18	County Derry.	Imbecile,	12th Dec. "	Cured and discharged 26th May 1842,	-	County Westmorland.
Mary Bauman,	23	" " Fermanagh,	Ordinary Insanity,	20th " "	Discharged to friends 5th May 1842,	Remaining improved.	Ireland, direct.
<i>Admitted in 1842.</i>							
Thomas Partelow,	39	Saint John,	Imbecile,	1st Jan. 1842,	-	Remaining unimproved,	-
Edward M'Laughlan,	40	County Derry,	Ordinary Insanity,	4th " "	-	-	-
Matthew Teet,	29	Saint John,	Ordinary Insanity,	6th " "	Cured and discharged 12th February 1842,	Remaining unimproved,	-
Perez Cogan,	40	County Cork,	Imbecile,	10th " "	Discharged 22nd February 1842.	-	-
Ann Cassidy,	24	" " Armagh,	Ordinary Insanity,	13th " "	Discharged improved 21st September, 1842,	-	-
John Gillan,	34	" " Antrim,	Imbecile,	17th " "	Discharged 6th May 1842,	-	-
Robert Murkerson,	44	Aughternure, Scotland,	Furiously Mad,	18th " "	Cured and discharged 31st July 1842,	-	John.
Denis M'Annally,	26	County Donegal,	Imbecile,	10th Feb. "	Discharged 7th March 1842,	-	arlotte.
Lucy Dennis,	20	County Donegal,	Furiously Mad,	19th " "	Cured and discharged 8th October 1842,	-	John.
Grigor Urquhart,	39	Pedrickton, N. B.	Ordinary Insanity,	18th March "	Discharged much improved 18th May 1842,	-	-
Thomas Mulcahy,	36	County Kilkenny,	Ordinary Insanity,	24th " "	-	Remaining much improved,	John.
Catharine Heally,	36	County Kilkenny,	Imbecile,	26th " "	-	Remaining much improved,	John.
Elizabeth Lavery,	36	County Kilkenny,	Delirium Tremens,	27th " "	Discharged improved 20th April 1842,	-	-
William Divine,	36	County Kilkenny,	Delirium Tremens,	8th April "	Cured and discharged 1st June 1842,	-	-
Elizabeth M'Gee,	36	County Kilkenny,	Furiously Mad,	11th " "	-	Remaining cured,	-
Martha Hunter,	36	County Kilkenny,	Melancholies Religious	16th " "	-	Remaining unimproved,	-
Martha Hopper,	36	County Kilkenny,	Delirium Tremens,	22d " "	Eloped 26th April 1842,	-	-
Robert Buchanan,	36	County Kilkenny,	Delirium Tremens,	23rd " "	Cured and discharged 17th May 1842,	-	-
Theresa J. Sharpe,	36	County Kilkenny,	Delirium Tremens,	23rd " "	Cured and discharged 26th May 1842,	-	-
Mary Holloran,	36	County Kilkenny,	Delirium Tremens,	31st " "	Died 27th June 1842,	-	-
John B. Power,	36	County Kilkenny,	Imbecile,	3rd June "	Cured and discharged 4th June 1842,	-	-
Diana Armstrong,	36	County Kilkenny,	Ordinary Insanity,	6th " "	Cured and discharged 11th July 1842,	-	-
William Ray,	36	County Kilkenny,	Furiously Mad,	4th July "	Discharged improved 5th August 1842,	-	-
Francis Lynn,	36	County Kilkenny,	Ordinary Insanity,	8th " "	-	Remaining much improved,	E. Isl.
Jeremiah Shey,	36	County Kilkenny,	Ordinary Insanity,	11th " "	-	Remaining unimproved,	-
John Goodwin,	36	County Kilkenny,	Ordinary Insanity,	13th " "	-	-	-
John Russell,	36	County Kilkenny,	Ordinary Insanity,	16th " "	-	-	-
John G. Proctor,	36	County Kilkenny,	Ordinary Insanity,	31st " "	-	-	-
Thomas Gough,	36	County Kilkenny,	Delirium Tremens,	4th Aug. "	Cured and discharged 19th October 1842,	-	-
Mary Gamage,	36	County Kilkenny,	Delirium Tremens,	7th " "	Discharged improved 31st August 1842,	-	-
William Gloster,	36	County Kilkenny,	Delirium Tremens,	8th " "	Cured and discharged 27th August 1842,	-	-
Mary Whelan,	36	County Kilkenny,	Delirium Tremens,	12th " "	Cured and discharged 16th August 1842,	-	-
					Discharged improved 29th August 1842,	-	States.

Record of Lunatics in Asylum in the City and Parish Saint John from 1st Jan. to 31st Dec. 1842.—Continued.

Name.	Age.	Place of Nativity.	Character of the Disease on admission.	Date of admission.	Date and conditions at final discharge or death.	Remaining at 31st December, and in what condition.	Miscellaneous Remarks.
Mary Kinnear,	50	Westmorland, N. B.	Ordinary Insanity,	23rd Aug. 1842,	-	Remaining improved,	County Westmorland.
Richard Fielding,	25	County Kilkenny,	Ordinary Insanity,	10th Sept. "	-	Remaining improved,	County Charlotte.
Robert Duncan,	32	Ayrshire, Scotland,	Ordinary Insanity,	7th Oct. "	-	Remaining improved,	U. States and Co. Charlotte.
Jane Thomas,	35	County Limerick,	Furiously Mad,	13th " "	-	Remaining improved,	England, direct.
John Coab,	39	" Tyrone,	Furiously Mad,	26th " "	-	Remaining cured,	England, direct.
John Kilpatrick,	56	" Tyrone,	Delirium Tremens,	16th Nov. "	-	Remaining much improved,	Queen's Ward, City.
Peter Clarke,	52	Woodstock, N. B.	Ordinary Insanity,	8th Dec. "	-	Remaining much improved,	County Carleton.
John Gallagher,	57	County Tyrone,	Delirium Tremens,	27th " "	-	Remaining much improved,	Nova Scotia and Co. King's
Catherine Collins,	54	" Donegal,	Ordinary Insanity,	29th " "	-	Remaining improved,	County King's.
William Jobston,	52	Philadelphia,	Epilepsy,	31st " "	-	Remaining unimproved,	United States and Co. York.

City and Parish Saint John, 31st December, 1842.

GEO. MATTHEW, Superintendent.

Abstract Minutes relating to Lunatic Accounts and Record of Patients in Lunatic Asylum during the Year 1842.

Total amount of Expenses of all kinds during the year, including Salaries of Under Keepers and Medical Attendant,.....£1218 1 0

Average number of Patients and Under Keepers during the year,—52 Patients—10 Under Keepers.

Average cost per head per week of all Lunatics, Under Keepers and Assistants included,.....7s. 6d. 4ths.

Average cost per head per week of Patients alone, when covering all expenses,.....9s. 0d. 4ths.

31st December, 1842.

GEO. MATTHEW, Superintendent.

PROVINCIAL PENITENTIARY.

Annual Report of Board of Commissioners for the Provincial Penitentiary.

The present Commissioners having been appointed to office late in the month of August, entered upon the duties thereof on 1st September last.

That the Commissioners have subsequently received Monies from the Provincial Treasurer at various dates, the last on 1st February, 1843, amounting in the whole to £1021 9 10; and although £250 of this amount was received in January and February, the whole is at credit in the Account ending 31st December, it having been expended in paying Accounts contracted prior to 1st January, 1843,—and that there are remaining unpaid Accounts for expenditure prior to 1st January, 1843, amounting to £198 8 5½.

The annexed Abstract of the Keeper's Monthly Returns, since the period of the Commissioners' appointment, exhibits the manner of employment, and the Prisoners admitted and discharged during each month, number of Diets, &c.

Cutting and preparing the stone, and recently building thirty new Cells, has furnished the means of employing usefully many of the Prisoners; and although there are now sixty Cells which can be used for Male Prisoners—as a Provincial Institution, it is apprehended that a third tier of Cells will be required by the period at which the material could be procured and the work completed.

The only, at present, prospective profitable occupation for the Prisoners, is that of making Brick, and although considerable fuel for that purpose has been procured—if allowance be made for no inconsiderable consumption in the Prison during the Winter—it would be desirable to increase or double the present quantity of Wood, so as to ensure an ample supply when the season for making Brick arrives.

The Commissioners cannot omit in this Report noticing the very insecure description of Fence or Paling with which the Prison is enclosed,—affording little or no protection against escape; and are of opinion, that it is an object of the first importance to get the grounds securely enclosed by Brick and Stone Walls, and that the labor of the Prisoners should be rather directed to that object than any other; and that the providing Brick and quarrying Stone the ensuing season would be ultimately more advantageous than making Brick for sale; and with the erection of exterior Walls, Sick Wards and Work Buildings can be made to become a part of the intended Wall.

The Commissioners esteem it their duty to notice the embarrassment under which they have frequently been placed by the delay in procuring the necessary funds to pay the charges of the Prison; and had it not been for advances occasionally made by themselves, the means of feeding and clothing the Prisoners would on more than one occasion have ceased to exist. To obviate a continuance of this difficulty, they respectfully suggest that the Province Treasurer may be authorized to furnish funds as required, on requisition of the Board, to the extent of £100 monthly,

The Monthly Report of the Visiting Commissioners, which have been regularly transmitted, will supply much detail, and prevent repetition of like matter by the Board.

By order of the Board.

W. H. STREET, *Chairman.*

Monthly Reports of Visiting Commissioners of Provincial Penitentiary.

OCTOBER.

The Committee appointed as Visitors by the Commissioners for the Provincial Penitentiary for the month of October, Report—That they have attended to the duty, and here would observe, that their labour was much lightened by the arrangement and train in which the affairs of the Institution were placed by their predecessors, Visitors for the previous month.

The number of Male Prisoners on 1st October instant,.....	17
Admitted during the month,.....	13
Discharged,	1— 12
	—
Remaining on 31st instant,.....	29
	—
Number of Female Prisoners on the 1st instant,	9
Admitted during the month,.....	14
Discharged,.....	3— 11
	—
Remaining on the 31st instant,.....	20
	—

The expenditure of the month will be found large in consequence of the stock of materials required to be laid in for Winter Clothing, &c., but we are glad to say, it will not we think exceed the amount estimated by the Report of Chairman of the Board to the Executive Government.

The kiln of Brick commenced last month has been finished. The labour of a part of the male Prisoners, under the direction of Mr. Ray, with the assistance of two hired Masons, has been devoted to the erection of a second tier of cells, which are progressing well—the hired Masons commenced on Monday the 22nd instant, at 6s. 6d. per day. The other male Prisoners have been principally occupied on the grounds, digging and housing the Potatoes, (about 500 bushels of which have been secured,) ditching and otherwise preparing the soil for cultivation next Spring; also at Carpenter and Blacksmith work, Tailors, Shoe and Harness making, with the exception of three Soldiers in solitary confinement, which will expire on the 1st proximo.

The female Prisoners employed in washing and cooking, &c. for the establishment, spinning, knitting, and making up clothing.

The conduct of the Prisoners generally has been good, the male Prisoners doing all the labour required of them orderly, industriously and apparently willingly, as if working for hire; no sickness.—Some of the Prisoners have required the attention of the Doctor, who has been constant in visits. The Chaplain, the Rev. William Harrison, has also visited and performed Service every Sunday. A supply of Bibles and Testaments have been furnished during the month, and a number of Tracts bought from the Rev. Mr. Coster, at Carleton, which will be sent out.

The Committee finding the Contract price for supplying the Beef high, (27s. per cwt.) as compared with the market rates, applied to the Contractor to reduce the price, which he refused. We then stopped the receipt from him at the Prison, and have since furnished from the market at a much less rate, about 1½ per pound, or 14s. per cwt. We did not think the Baker's rate for Bread so objectionable, and have allowed it to continue, but expect to have a reduction next month, in consequence of the price of Flour having declined. Your Committee would suggest the propriety of advertising for Tenders for all supplies requisite for Prison subsistence, under the scale of diet for a given period, say three or six months.

The Committee are of opinion, that a Keeper's or Porter's Lodge is required at the outer Gate, and that it would be desirable to have one erected, if the Board should approve; the expenses is estimated at about £15, exclusive of Prisoners' labour and part of the materials for Frame, which are on hand.

The Committee would further report, that from the low price of horses at present, and the large amount necessarily paid for horse hire by the Establishment, it would be

be advisable to buy the horses now hired of Smith, if the pair could be purchased from him for a sum not exceeding £27 10s. They would further suggest the propriety of having a Brick Tank built in the Prison for the collecting Rainwater for the use of the Prisoners, as the Wells dug on the premises do not furnish good water, and at present the water for use is brought from a Well near the shore. They estimate the expense, exclusive of Brick, at about £10.

We refer to the Keeper's Report for the month for further particulars, and have much pleasure in reporting our approval of the attention to their duty of the different Officers of the Institution.

All which is submitted.

(Signed)

St. John, N. B. 31st October, 1842.

I. WOODWARD, }
JOHN OWENS, } *Visiting*
R. L. HAZEN, } *Commissioners.*

Read the Monthly Report of the Visiting Commissioners.

Ordered that the same be received, and that a Copy thereof be forwarded, with the Month's Accounts, to the Provincial Secretary.

Extract from the Minutes.

CHAS. L. STREET, *Secretary.*

NOVEMBER.

The Committee of the Commissioners of the Provincial Penitentiary appointed as Visitors for the past month, have attended to that duty, and Report—

That there was in the Prison on the 1st November,

Males,.....	29
Admitted during the month,.....	10
Discharged,.....	9— 1
Remaining on 1st December,.....	30
Females in on the 1st November,.....	20
Admitted during the month,.....	3
Discharged,.....	15—12
Remaining on 1st December,.....	8

The Prisoners have been employed during the month nearly in the same manner as in the month of October, say, in progressing with the Cells, Farm Work, &c.; conduct generally good throughout the month; no fault found by the Keeper.

Your Committee think the Cells will be completed by the end of the month, and they are happy to report at no greater cost than was anticipated—the expense of two Masons and the Cement.

There are some articles of Clothing and Bedding required, which your Committee have not felt themselves justified in purchasing, in consequence of the state of the funds—the Chairman being in advance; but they hope provision will be made by the Executive that the establishment may be put in order without subjecting the Chairman or any of the Commissioners to the inconvenience of making advances of money in such times of scarcity as the present.

Wood is an article of some expense, as the consumption for the purpose of Cooking and warming the Prison is about six cords per week at present, and for the month we have agreed to pay 8s. per Cord; but persons are willing to furnish Spruce Wood during the Winter when the hauling is good, at 6s. 3d. per Cord, and your Committee recommend that agreements should be made with them for such quantity as may be required

required for the burning of Bricks next season, as that is one of the employments to which they think the labour of the Prisoners may be advantageously devoted at that time.

The conduct of the Keepers have given satisfaction, and your Committee think affairs are in such a train as may be conducted with but little trouble. The Keeper appears to have managed well with the Prisoners, uniting a proper degree of firmness with a regard to their comfort—such as are allowed, that makes his rule borne willingly. They have provided a Book for the Keeper's Journal, in which he enters daily all transactions and occurrences as they arise; this, they think, will be satisfactory as a reference.

They annex the Keeper's Return and Report, to which they refer the Board for further particulars with regard to the wants. A Cooking Apparatus is particularly required, and the Visitors would recommend procuring one—an attention to the prospective wants of the Prison.

All which is submitted.

(Signed)

I. WOODWARD, }
JOHN OWENS, } *Visiting*
R. L. HAZEN, } *Commissioners.*

St. John, N. B. 1st December, 1842.

DECEMBER.

The Visiting Commissioners of the Provincial Penitentiary for the month of December, Report—That they have attended to the duty, and visited the Prison frequently; that the Officers and those connected with the establishment have conducted themselves well, and used their exertions to carry on the duties devolving on them.

The conduct of the Prisoners for the same period has been generally good, no complaints having been made to us.

The second tier of Cells are nearly completed, on which, and in the sinking of a Well in front of the Prison, the Male Prisoners have been principally employed during the month.

A large quantity of Spruce and Fir Wood has been brought in for the purpose of burning Brick next Summer,—Manure carried from Town for the purpose of Agriculture the ensuing season,—and other expenses prospectively incurred, which will necessarily increase the expenditure of the month; but your Committee anticipate that part of such outlay will be again returned with a profit.

Annexed is a Report of I. Quinton, Keeper, to which we refer the Board for further particulars. It appears by the said Return that there was in Prison on the 1st December, 1842—

Male Prisoners,	30
Discharged during the month,	12
Admitted,	7— 5
Remaining on 31st December,	25
Female Prisoners in on 1st December,	8
Admitted during the month,	15
Discharged,	4—11
Remaining on 31st December,	19

The Commissioners have made arrangements for putting up a new Cooking Apparatus, which was much wanted, as will be seen by previous Reports, and which will be completed in all January.

The

The Account for expenditure for December having been submitted to us by the Chairman, and on examination find it correct and accompanied with the necessary vouchers;—the amount is £209 0 5½, for the following purposes, viz:—

Wood, for burning Brick next year,.....	£99	16	9½
Cells, Wages, Masons, Cement, &c.....	43	18	0
Hay and Straw for Horses and Bedding,.....	4	1	3
Sustenance, Beef and Bread,.....	15	2	8
Clothing and Blankets,.....	14	1	0
Salaries, Keeper and Under Keepers,.....	20	0	0
Miscellaneous, Blacksmith, Powder, &c.....	12	0	9½

£209 0 5½

Balance due the Chairman per last year's Account rendered,.... 92 2 11½

£301 3 5

The Chairman credits Receipts from the following sources:—

1842—Dec. 8.	From the Treasury,.....	£161	12	0
"	For diet for Soldiers committed,	26	9	9
1843—Jan. 23.	From the Treasury,.....	100	0	0

288 1 9

Balance due W. H. Street, Esquire,..... £13 1 8

There are also several Accounts unpaid for Wood, Wages and sundries, which could not be liquidated; as also the Chaplain, Surgeon, &c. for want of funds.

Your Committee would recommend that some one gentleman should be appointed as Superintendent, in whom the Board should have confidence, to manage the out door business of the Establishment, responsible to the Board, and relieve the Visiting Commissioners of that duty; as it is impossible the Visiting Commissioners, changing as they must necessarily do monthly, can so well manage as one person continuously in office, who will thus have the run of the business, whose duty it would be to attend to it, and for which he should be remunerated; as should the Commissioners' own private affairs require their attention, they could not give the time to the Institution that its good management would require, and which they are now enabled to afford in consequence of the leisure which business at present permits.

All which is submitted.

(Signed)

I. WOODWARD.
JOHN OWENS.

Saint John, N. B. 28th January, 1843.

At a Meeting of Commissioners for the Provincial Penitentiary held on Monday the 30th January, 1843—

Read the Report of Visiting Commissioners for the month of December and on the Chairman's Accounts.

Ordered that the same be received and filed.

Extract from the Minutes.

CHAS. L. STREET, *Secretary.*

Report from Commissioners appointed by His Excellency to investigate the Accounts connected with the Provincial Penitentiary.

We, the Commissioners appointed by His Excellency the Lieutenant Governor in Council to investigate and report upon all Accounts connected with the Provincial Penitentiary, beg leave to submit the following Report:—

That

That after long delay, occasioned by waiting for additional vouchers, which, though repeatedly promised, have not been hitherto forthcoming, and after careful and patient investigation of the papers which have been submitted to us, we beg leave to report as follows :—

The paper marked A, is an Account Current made up by the Justices of Sessions in Saint John, wherein is debited the gross sum of various Bills, which are numbered from 1 to 132 inclusive, (and which are particularly specified in paper marked B,) amounting to eleven thousand four hundred and twenty pounds two shillings and one penny. To this is added, the charges made by County Treasurer, for Commissioners, &c. as specified in paper marked C, amounting to £682 4 3 : also Interest paid on County Debentures, as specified in paper marked D, amounting to £737 18 6, together with a sum claimed by Commissioners of House of Correction, as specified in paper marked E, amounting to £1,091 1 11. The principal credit given, is for sundry Legislative Grants, amount £8,068 5 4 ; and a balance is struck, shewing a sum due the Justices of £5,438 13 11.

The total amount of Accounts from 1 to 132, in paper marked B, after deducting £152 from John Fisher's claim, is £11,268 or thereabout, which with other particulars now to be named, will more fully appear on reference to an abstract of those Accounts in connexion with that of the County Treasurer, (see paper marked G,) which we have prepared in order that the several matters relating to these Accounts may be more clearly understood. The amount charged against these Bills by the County Treasurer is £10,676 18 9. The whole amount of Vouchers that have come into our hands is £5,277 9 4, leaving the difference between the two last named amounts to be made out from charges in the Account of the County Treasurer, which has been handed in as a substitute for Vouchers of a more business like description ; the reason assigned for which is, that since the last great fire in Saint John, many papers have been missing, and it is thought that on that occasion some of the Vouchers were lost.

Nearly five thousand pounds of the amount not authenticated by Vouchers, is connected with one Account—that of John Fisher the Contractor. With regard to the items of Debit in Account Current, we commence with Bills in Schedule B, and have to request attention to the following, viz :—

Nos. 19 and 21.—The receipts for payment in these instances are not given by the party to whom the money was due, *but by another person.*

Nos. 2-26 and 88.—The first is an Account of M'Avity & Company, in which credit is given for £50, which is not charged in the County Treasurer's Account ; the other is an Account of Kerr & Company, for £26, which is receipted in full, and which is not charged by the County Treasurer.

No. 28.—This is an Account of Mr. Hillyer, amounting to four hundred and thirty four pounds, fifteen shillings and eight pence—a large proportion of which, (viz. £225) was allowed to him for superintending the Brickyard about seven months ; we think this exorbitant.

No. 31.—L. H. DeVeber's Account. This amount as stated in Schedule B, amounts to £72 4 1. His Account, as handed into us, is only £22 15 8. It is probable there may be an additional Account, but we have not seen it.

Nos. 32, 54 and 59.—These are for Medical attendance, Cartage, and carrying Prisoners to House of Correction, all which we think should have been charges against the County, not against the Province.

Nos. 61 and 128.—These relate to sums amounting in all to £200 allowed to Robert Payne for superintending, which allowance we consider objectionable.

Nos. 63 to 68, also 2-19, 92, 103, 107 and 113.—These are referred to in order to shew the careless manner in which the Accounts have been prepared, and also the unsatisfactory nature of the Vouchers. With regard to commissions, &c. charged by County Treasurer, (paper C,) we consider those of 5 per cent. for paying out money, 5 per cent. for negotiating a Treasury Warrant, and 2½ per cent. for negotiating County Debentures, to be very objectionable.

The interest on County Debentures, (paper D,) amount £737 18 6, we think should be paid by the County, not the Province.

With regard to paper E, the heading of which goes to state that the Commissioners
“ expect

"expect to be reimbursed" in the sum named in that Account, viz. £1091 1 11, we certainly do not understand it, if it be intended to convey the meaning that they (the Commissioners) have expended that sum and have not been reimbursed. In the County Treasurer's Account, those sums to which a number in *black ink*, is prefixed in the margin of said Account, are pointed out as charges against the Commissioners, and the total of these items amount to a much larger sum than £1091. If, on the other hand, the meaning of the Commissioners was, that they had incurred the expenses, amounting to £1091 1 11, which had been met by the County Treasurer, and that *he* expected to be re-imbursed in this amount—then the heading of paper E is inaccurately worded, nor can we on this supposition understand, how the items against Commissioners in the Account of County Treasurer, should amount to about fourteen hundred, instead of one thousand and ninety one pounds. The sum credited in Account Current, as the gross amount of Legislative Grants, (viz. £8068 5 4) is correct, but no credit is given for the sum of £150 received from Corporation of Saint John, as interest for 2½ years at three per cent. on the first Legislative Grant of £2000. The Treasurer credits this sum in his Account in three distinct items, (viz. in December 1837, £60; in December 1838, £60, and in the Summer of 1839, £30;) but though the County Treasurer gives credit for this, as well as for the different Legislative Grants, yet the Justices in making up their Account, give credit for one and not the other. At the same time, they debit the Institution with interest paid to County Treasurer, and also with upwards of seven hundred pounds paid as interest on County Debentures.

We beg to state in the way of general remark, that many of the Vouchers furnished to us, are very imperfect; that the County Treasurer's Account which has been handed in to stand in the stead of those Vouchers that are lacking, is much wanting in method and clearness, and is therefore a very unsatisfactory substitute; that in all the doings connected with the Institution, there appears to have been a great want of economy, and that although the Accounts were audited in Saint John by the Sessions, in the month of July last and "approved of," yet, as no notice was taken of the absence of credit of £150 above referred to, (as well as for other reasons) we feel satisfied that the examination of the Accounts must have been very superficial, and we beg to state in conclusion, that we do not think the Province should be debited with any part of the Account, except the cost of erecting the buildings.

All which is respectfully submitted.

F. P. ROBINSON,
B. WOLHAUPTER, } *Commissioners.*
JOSEPH GAYNOR, }

Fredericton, 25th January, 1843.

Report of Committee of Sessions, Saint John, upon the Report of the Commissioners appointed by the Government to Report upon the Accounts of the Expenditure incurred in the Erection, &c. of the House of Correction.

The Committee appointed to Report upon the remarks of the Commissioners on the House of Correction Accounts, beg to state,—

That the present Report of the Commissioners contains the first demand for additional Vouchers that has been laid before the Sessions, and that if Vouchers had been called for and been furnished, they have been so done without the knowledge or authority of the Sessions; and it is to be regretted that a regular demand had not sooner been made, as great difficulty must arise in procuring at this distance of time Vouchers from persons, many of whom have long since left the country; your Committee have however been successful with respect to the most of those specific demands for Vouchers, and as to the first objections, as the Commissioners have not stated what is the exact amount deficient in those connected with Mr. Fisher's account, your Committee herewith submit a certificate from Mr. Fisher, of the amount of the Contract, to whom the payments were made, and a receipt from Messrs. Crookshank

and Walker, as agents of Messrs. S. C. Inard and Co., for the balance due on the Contract; your Committee also submit Vouchers to No. 31, and have to state with respect to No. 19, that they think D. Smith lives at the Oromocto, and that Mr. Payne may probably be able to get his signature to the account; with respect to No. 21, they have to state that Richard Riordan went to the United States about six months since.

The next objection is to 2-26 and 88, as not credited in County Treasurer's Account. This account appears to have been sent as a substitute for Vouchers, which were, as stated by Mr. Payne, in the County Treasurer's hands, and has nothing to do, as an Account, with those sent by the Sessions. It is to be regretted that there was a necessity for sending the County Treasurer's Account, as it appears to have bewildered the Commissioners, they at one time speaking of it as a Voucher, and at another as an Account furnished by the Sessions. The facts with respect to 2-26 and 88 are, that one of the parties received an order for fifty pounds on account, and the other an order for the amount of their account, neither of which had been paid by the County Treasurer at the time of making up his Accounts.

The next objection is to Mr. Hillyer's salary in No. 28. Mr. H. is an Englishman largely engaged in brick making in Bangor, and was the only person who could be got fit for laying out a large establishment property. He would not have received his engagement for another season; but allowing his salary to be high, from it is to be deducted a large part of the claim from the Contractors, (£152) credited in account, which claim was for actual damage, and Mr. H's services formed a large part of that claim.

The next objection is to No. 32, 54 and 59. The principal part of these accounts is for cartage of lumber and other materials used in forming the establishment. No. 59 was included because the prisoners were employed at the time in forming the establishment, it being previous to the occupation of the stone building.

The next objection is to No. 61 and 128. Mr. Payne was actually employed as a Superintendent in the formation and arrangement of the establishment, and devoted the whole of his time, during a long period, to that service; the charge was approved of by the Sessions, but if the Commissioners are of opinion that services of this nature are to be performed gratuitously, then their objection is proper.

The next objection is to paper C, which was the only Account of the County Treasurer furnished by the Session, and by whom the amounts therein contained were considered correct; but as the Treasurer is at Fredericton, he had better be referred to, for the necessary explanations.

To the next objection, paper D, your Committee have to remark, that by 4th Victoria, cap. 44, sec. 4, it is provided that the County Treasurers shall be paid with the interest that has accrued or may accrue thereon; the charge is therefore not only correct, but the Commissioners ought to report the claim on interest from the time the account was made up.

The next objection is to Account E, and here we cannot but state our surprise that the Commissioners have again brought forward the County Treasurer's Account, and have tried to connect paper E with it, but not succeeding, have attempted to shew that because it will not, it must be wrong; to make it agree with the County Treasurer's Account, or with certain items in it, would be impossible, as the greater part of the charges are for the labour of the prisoners in the House of Correction, in the preparation of a second tier of cells; another part, 30 iron doors for the cells, not then paid for by the Commissioners of the House of Correction; and the remainder a quantity of Granite and some tools furnished by them after taking charge, for the cost of all which the Commissioners are accountable to the Sessions. They look to this Account also as an offset to the expense incurred by them in conducting the establishment while they had charge. It was added to the Account, as there could be no doubt the Province would take the articles, and the Commissioners not being in existence after the 1st April 1842, the Sessions were considered as the proper party to make the claim.

With respect to the £150 for interest received from the Corporation, we have only to say that it was not forgotten, but was left out because it was not deemed to be an item which ought to go to the credit of the Province.

As to the remarks upon Nos. 63 to 68 inclusive, they are not specific, and appear to be put in the Report only to give the Commissioners an opportunity of making an unsupported assertion of the careless manner in which the Accounts have been prepared, and to impress upon others the idea that they have given the Accounts a careful and patient investigation.

In conclusion, your Committee have to state their surprise that the Commissioners should have considered that the Province is to be debited only for the cost of the building, and they cannot have looked at the Act 4th Vic. referred to with respect to County Debentures, for by it, the buildings, but also the land and all other costs and charges are to be paid for, as is evident by the 1st Section of the said Act, which expressly provides that the Accounts shall contain "the whole cost of the building, and a complete statement of all costs and charges incidental to the erection and establishment of the said House of Correction."

Respectfully submitted.

GEO. D. ROBINSON, } Committee of
JAMES T. HANFORD, } Sessions.

Saint John, February 23, 1843.

MARINE HOSPITAL.

REPORT FROM COMMISSIONERS OF MARINE HOSPITAL, SAINT JOHN.

To His Excellency Sir WILLIAM COLEBROOKE, K. H., Lieutenant Governor of the Province of New Brunswick.

MAY IT PLEASE YOUR EXCELLENCY,

The subscribers, Commissioners of the Marine Hospital in this City, beg leave to hand copies of a Report of the Medical Officer of the Institution, shewing the number of Patients received into, and discharged from the Hospital, during 1842.

The whole of the Buildings are in good repair, and Insurance to the extent of £800 is held upon them, in event of accidents from fire. By a statement received from the Province Treasurer, there is a balance of £882 6 9 now remaining in his hands, while there are no unsatisfied claims existing against the establishment.

Copy of the General Account which accompanies this Report, as well as Vouchers to support the various charges, will be forwarded to the Legislature, sworn to, in the usual manner.

As so large a surplus is now on hand, (and this, notwithstanding a reduction lately made of 25 per cent. on the tax,) and as the whole of the required lands are now purchased and paid for, while the Buildings, Fences, &c. are in good repair, and a new supply of Bed furniture just laid in, your Commissioners would respectfully suggest that 33½ per cent. of the existing tax should be taken off, thus reducing the whole charge to 1d. per ton on shipping.

The income at 1½d. per ton, even this year, has yielded £679 9 9, and such an amount (which will now be sufficient to pay the yearly expenditure) may fairly be considered the probable income at 1d. per ton from this period on, while the £882 balance on hand, forms an ample rent to fall back upon.

Depressed as the shipping of the Province has been for the last three years, the subscribers respectfully state, that any possible reduction in the charges upon that species of property, would be gratefully received by this mercantile community.

All which is respectfully stated by Your Excellency's most obedient servants,

(Signed)

JOHN WARD, Junr.
DANIEL LEAVITT,
ROBT. W. CROOKSHANK, } Commissioners.

(Signed) L. DONALDSON, Secretary and Treasurer.

Saint John, 18th January, 1843.

Return of the number of Patients admitted into the Provincial Marine Hospital at Saint John, New Brunswick, between 1st January and 31st December, 1842.

Remaining in Hospital 1st January, 1842,.....	19
Admitted between 1st January and 31st December,.....	171—190
Discharged cured,.....	153
Discharged by request,.....	3
Removed by friends,.....	1
Sent to Ireland,.....	1
Deserted,.....	7
Died,.....	9
Remaining in Hospital,.....	16—190

J. BOYD, M. D.
Phys. and Surg. Prov. Mar. Hosp.

LIGHT HOUSES.

REPORT FROM COMMISSIONERS OF BAY OF FUNDY LIGHT HOUSES.

To His Excellency Sir W. M. G. COLEBROOKE, K. H., Lieutenant Governor of the
Province of New Brunswick, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

The Subscribers, Commissioners of the Bay of Fundy Light Houses, beg leave to furnish an Account, shewing the expenditure on those Establishments during the year ending on the 31st December, 1842.

The various Stations are in a complete state of repair, nor do your Commissioners apprehend that any unusual expenditure will be required during 1843. The Balance of Bay of Fundy Light House Funds, in the hands of the Province Treasurer last year, was stated to be £543 17 3;—this year, notwithstanding the severe depression in trade, and decrease in shipping, it is £540 1 7;—shewing, we may presume to state, that a diminished income has been met by a careful expenditure.

As no other Light Houses on the New Brunswick shores of the Bay of Fundy are required, your Commissioners would respectfully suggest that a reduction of 25 per cent., or 1d. per ton, of this Tax on Shipping, take place. The Salaries awarded to the Keepers were on a most liberal scale, when the Lights were erected, in order that parties might be induced to devote themselves to that mode of life. Privations at first endured, have now given place to permanent comforts; and it would seem but proper, under such circumstances, that the Navigation of the Country should be relieved from all unnecessary pressure.

Your Commissioners have led the Light House Keepers to expect that some reduction in Salaries would be recommended, especially as the expenses of living are at present greatly reduced, as contrasted with those extant when the Lights were established, so that more numerous comforts can be secured on a reduced income.

Should Your Excellency and the Legislature see fit to reduce the Tax on Shipping above spoken of, the subscribers feel convinced the income, at 3d. per ton, will, from this period on, (unless some unforeseen accidents shall arise) be equal to support the Lights, while any reduction in charges would now be particularly pleasing to the Shipping interests of the Province. In Nova Scotia the Light Houses were erected, and are supported, entirely from the Province Treasury, without any limit as to the proceeds of the Light House Tax, (which would, there, be altogether unequal to meet such a charge) and not, as in this Province, restricted to that Fund alone, and which is all paid by the ship owner, not only to support, but also to erect the various establishments. The sum paid by Nova Scotia for Light Houses in 1840, was £4520 5s. 11d., and in 1841, £4580 11 9, "exclusive of the cost of building new Light Houses,"—a sum very widely differing from the expenditure in New Brunswick, even when we include the amounts paid yearly by this Province, towards their Lights.

Your Commissioners, in May last, received a letter from Captain Bayfield, the Surveying Officer in the Gulph of Saint Lawrence, requesting us to furnish him with a list and description of the New Brunswick Lights, to be by him forwarded, by desire, to the Hydrographical Office, in London, and which was of course immediately complied with. We hope attention will be paid by Her Majesty's Government to the concluding part of our answer (copy herewith) to Captain Bayfield's letter, as we do not feel justified, in times like the present, to run into any expenses in attempts to effect even so desirable an object as efficient Fog Bells at the various stations, especially as so many failures in similar attempts have been experienced in the United States and elsewhere.

Many very ingenious schemes have been suggested, and patterns made, but we do not think it prudent to run into expenses on any uncertainty, however gratified we may have been by the confidence reposed in us on this head by the Legislature.

An Address from the House of Assembly to Your Excellency of 28th March last, prayed you to "re-organize the present Board of Commissioners, and appoint such a number of properly qualified Gentlemen for the service, to form one Board, to be holden at Saint John, for the management of all matters connected with the Light Houses belonging to this Province in the Bay of Fundy,"—and the subscribers duly invited the attention of the Commissioners residing in Charlotte County to this object, and requested their presence at this City, as heretofore stated in detail to Your Excellency. Should it still be the wish of the Legislature to have this plan carried out, we would respectfully suggest, that the issuing of the appropriations for Keepers' Salaries, and for all contingencies, to one Board, in place of the system heretofore pursued,—with also an order that the Oil, &c. should be paid at and forwarded from Saint John, (unless it could be procured on better terms elsewhere) would necessarily at once lead to the keeping only one set of Accounts.

Vessels departing from this Province are frequently under the necessity of taking shelter in the Harbors of Nova Scotia, during gales of wind, and have then been called upon to pay Light charges, though they had no intention of either loading or discharging cargo. Your Commissioners, on application from parties of this Province so charged, wrote to the Nova Scotia Commissioners, stating that the yearly aid supplied from the Light funds of New Brunswick, towards supporting the Nova Scotia stations, was in part made to secure our Vessels so taking shelter from any such charge, and that its continuance would by us be represented. A letter has been received, stating that the practice would be discontinued.

The gales of last winter caused some damage at Gannet Rock, and again forced our attention to the necessity of some erection of stone being placed around that Light House, as fully communicated to Your Excellency,—and three of the subscribers, Messieurs Crookshank, Ward, Junior, and Donaldson, repaired to the spot and examined with care the whole premises. The Plan and Estimate for such erection were forwarded for your approval, and the subscribers made the necessary temporary repairs, in accordance with your orders.

There are supplies of Glass, Wick, Sheet Copper, &c. on hand, and ninety gallons of Oil, together with spare burners, &c. and which will be fitted with necessary hoods for concentrating the flame, as is done in the newly invented Solar Lamps.

All which is respectfully stated by Your Excellency's most obedient servants,

ROBERT W. CROOKSHANK,
JOHN WARD, Junior,
L. DONALDSON,
I. WOODWARD,

} Commissioners.

Saint John, 23d January, 1843.

Captain Bayfield's Letter to Commissioners, requesting a description of the New Brunswick Lights.

Charlotte Town, P. E. Island, 23rd May, 1842.

GENTLEMEN,—Having been recently requested to endeavor to obtain and transmit to the Hydrographical Office of the Admiralty, all the information I could collect respecting the Lights and Light Houses of the Harbours and Coasts of New Brunswick and its dependencies, I have the honor to request that you will have the goodness to transmit to me a list of the said Light Houses, specifying whether they are of Wood or Stone; their form and elevation above the Sea; the nature of the Light, whether fixed, coloured, or revolving; their number, where more than one; their use; and any other information which you may think useful.

I have the honor to be, Gentlemen, your most obedient and humble servant,

(Signed)

HENRY W. BAYFIELD,

Captain Surveying the Gulf of Saint Lawrence.

To the Commissioners of Light Houses, Saint John, N. B.

ANSWER

Answer of the Commissioners to Captain Bayfield's Letter.*Saint John, N. B. 8th June, 1842.*

SIR,—In answer to your respected favor of the 23d ultimo, we beg leave to enclose two of our Almanacks, which at page 50, give the principal part of the information sought. There are, as you will perceive, only eight stations there recorded, but there is also a small Light House on a point of land, forming the Harbor of Saint Andrews, in Passamaquoddy Bay.

All our Light Houses are of Wood, and with the exception of the one on Partridge Island, have all been established since 1828. The shape, in every instance, save at Cape Enrage, is octagonal, there it is a square, and the Keeper's family lodged in it. The diameters of bases vary from 25 to 35 feet, and thence tapering up to the Lantern Deck, where they are generally about 16 feet in diameter, thus affording a platform outside of the Lantern, whereby the Keeper, on a small ladder, may clean the glass.

The Lanterns are all of Iron, the Glass—Plate, and of large sizes. Argand Lamps are in every case used with Reflectors; the Wicks—as per copy enclosed.

The Oil (pale Seal, except 6 or 7 gallons of Porpoise Oil for each Lamp, used in extreme cold weather,) consumed is about 40 gallons annually, for each Lamp, and the Stations have as follows:—

No. 1,	8 Lamps and Reflectors in a circle,	8
" 2,	8 " " in each circle,	16
" 3,	8 " " in a circle,	8
" 4,	5 " " in each, $\frac{1}{2}$ circle,	10 ($\frac{1}{2}$ pointing landward,)
" 5,	15 " " in 2 circles, one above the other and touching,	15
" 6,	4 " " in a circle,	4
" 7,	6 " " in $\frac{1}{2}$ of a circle,	6 ($\frac{1}{2}$ pointing landward,)
" 8,	6 " " in $\frac{1}{2}$ of a circle,	6 ($\frac{1}{2}$ " " "
Saint Andrew's Light,	$\frac{1}{2}$ circle,	4 ($\frac{1}{2}$ " " "

77

11 Winter Lamps, for heating Oil during severe weather, equal to $\frac{1}{2}$ Lamp, 5 $\frac{1}{2}$ —82 $\frac{1}{2}$ @ 40 gallons, for each Burner, say 3,300 gallons.

The salaries, in Halifax Currency, are—No. 1, £200 for Keeper and Assistant, with Coals, &c. (a wild and exposed place.)

No. 2,	£110
" 3,	125
" 4,	100
" 5,	100
" 6,	100
" 7,	100 with fuel.
" 8,	100
" 9,	40

It affords the subscribers much pleasure to state, that the Lights are universally well spoken of, not only by the Masters of Merchant Vessels, but also by Officers of the Royal Navy, and that it is not supposed that any additional Light Houses are required on the New Brunswick side of the Bay of Fundy. This Province has kept its Light House Fund separate from her general Accounts, and the Revenues have not only paid for the erection of all the establishments, and kept them in operation, but there is a small surplus on hand, though the check in Trade which now exists may probably alter the face of the Accounts. No grant from the British Government has ever been extended in aid of this important object, nor have the establishments even been examined by a British Surveyor.

The dense and long continued fogs in this Bay, with our numerous snow storms in the Winter months, make the navigation in many instances a most anxious one, and the subscribers (like their neighbors in the United States,) have as yet been unable to procure any properly acting Machine for driving a Fog Bell. And we beg leave most respectfully to state, that if the Hydrographer of the Admiralty could send to the

the respective Lieutenant Governors (for the use of the Light House Commissioners) of the lower Provinces, a model of such a Machine as could be managed *by one man*, and capable of ringing a very large Fog Bell, 4 or 6 hours, without winding up, to be placed at each Light Station, he would be bestowing a great boon on navigation. Aware that this is a matter not contemplated in your letter to us, we nevertheless have concluded to draw your attention to an object so very much required.

We have the honor to remain, Sir, your most obedient servants,

R. W. CROOKSHANK,
I. WOODWARD,
JOHN WARD, Junr.
L. DONALDSON,

} Commissioners of
} Light Houses.

Henry W. Bayfield, Esquire, Captain, R. N.,
Prince Edward's Island.

Report from Commissioners of Light Houses at Saint Andrews.

To His Excellency Lieutenant Colonel Sir WILLIAM MACBEAN GEORGE COLEBROOKE,
K. H., Lieutenant Governor, &c. &c. &c.

The undersigned Light House Commissioners resident in this County beg leave to Report—That the most important and distant Establishment under their care at Machias Seal Island, has had their particular attention, in replacing and repairing the losses and injuries sustained by the severity of the gale in February last, such was the violence of the waves that the surf beat over every part of the Island at high water, putting the Keeper's residence in danger, and washing out a part of the underpinning of the Light Houses. The inclined plain or ways at the landing place was nearly all destroyed at the same time, which has been replaced in a more permanent form.

The prominent position of this Establishment in the Bay of Fundy, in the vicinity of which shipwrecks frequently occur, induces the Commissioners to keep supplies of Provisions on the Island, to be used in case of need, but no fresh water being found thereon, they have been under the necessity of putting up a Tank for the reception of rain water, that will contain eight hundred gallons, as a reserve for the use of the unfortunate.

An alarm or Fog Bell would be of great importance to shipping at this Establishment, situated as the Great Machias Seal Island is, nearly in the centre of the Channel, between Grand Manan and the American shore, the difficulties to those navigating the Bay of Fundy in thick weather is in great measure overcome when that point is ascertained, the shores upward being bold and clear, which may be approached with freedom, and where strangers are sure to find Pilots to conduct them to either of the Ports of Saint Andrews or Saint John.

Head Harbour.—The Glass in the Lantern having been injured by the gale last winter, has been replaced by a stouter description, that will better resist the violence of the weather. The severe East storm in December entirely washed away a small Wharf and Store House, and did other injury, these will be replaced in the spring in a more secure and substantial manner. The Landing place has also undergone a partial repair, but until a solid Wharf is erected, and securely ballasted, the Commissioners despair of seeing anything remain permanent.

Indian Point Light House, at the entrance of this Harbour, has undergone considerable repairs during the past Season about the Burners and Lantern, the Commissioners have replaced those worn out by others of a more durable and efficient form, stronger Glass has also replaced what was injured, and the Buildings and Wharf on which they stand has had their defects made good.

As previously reported to Your Excellency, the repeated acts of misconduct of the Keeper, James Smith, led to his removal, his confirmed habits of intoxication left us no other course to pursue, and we are assured that Your Excellency will unite with us in opinion, that the principal qualification of a Keeper ought to be sobriety, for without it there can be no dependance or security, especially in the night when he is concealed from the public eye.

In

In conclusion, they would further remark, that the present Keepers are diligent and attentive to their duties, using all the means in their power to show good lights with the burners and apparatus at present used, which they believe, from the information they possess, are open to much improvement. But in the present state of Commercial depression, they abstain from change as much as possible that would increase the outlay, having in view only the repairs of casualties and the ordinary expenditure.

All which is most respectfully submitted.

THOS. WYER,
J. ALLANSHAW,
JOHN WILSON,
W. F. W. OWEN, } *Commissioners.*

Saint Andrews, 31st January, 1843.

Since closing the Report, Captain Owen informs us he intends visiting all the Light Houses in the Bay of Fundy this season, in Her Majesty's Steamer Columbia, and report to Your Excellency on the same.

THOS. WYER,
JOHN WILSON, } *Commissioners.*

Saint Andrews, February 5, 1843.

Report of the Commissioners of Point Escuminac Light House for 1842.

To His Excellency Sir WILLIAM M. G. COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief of the Province of New Brunswick.

MAY IT PLEASE YOUR EXCELLENCY,

We, the undersigned Commissioners of Escuminac Light House, respectfully beg leave to submit to Your Excellency an account of the expenditure for the past year, including a supply of Oil for next Spring, with proper Vouchers.

The Glass imported was to supply deficiencies in the Lanthorn, and now that it is completed, we are of opinion that the annual expenditure will henceforth be considerably reduced.

An Iron Tank to contain the Oil has not yet been procured, but as such an article is absolutely necessary, we have ordered it from Britain.

We have much satisfaction in reporting, that during the past year few or no complaints have been made against the Keeper; Captain Owen, in passing last Fall, examined the whole establishment, and expressed himself highly pleased with its arrangement and management; he likewise imparted much useful information to the Keeper.

We have only further to express our hope, that the number of Vessels arriving at this Port may yield revenue sufficient from the tax imposed by Law, to keep in repair and support the establishment without the aid of the Province.

We are Your Excellency's most obedient servants,

ALEX. RANKIN.
WM. ABRAMS.
JOS. CUNARD.

Miramichi, 26th January, 1843.

Letter from the Commissioners of Light Houses to A. Beade, Esquire, on subject of a Wall around Light House on Gannet Rock.

Saint John, 18th May, 1842.

SIR,—The subscribers, Commissioners of Light Houses, beg leave to transmit for the information of His Excellency, a Plan, Estimate and Tender, for erecting a Granite Wall around the Gannet Rock Light House. If you will have the goodness to draw the attention of the Lieutenant Governor to the Reports (see the Journals) made by the Surveyor of Light Houses, dated 1st January, 1840, and 1st January, 1841, he will there find under the heads of "Gannet Rock," and "General Observations," the

the condition of that establishment,—and the storm of last Winter has more than ever impressed on the minds of the subscribers the necessity of having some permanent work erected.

It is true, that a Committee of the Assembly on Light Houses, at page 150 of the Journals, 26th February, 1841, stated—"the several suggestions made in the Superintendent's Report, and the communications on the subject of Fog Bells, we think should be left to the direction of the Commissioners, as the subject must be more familiar to them than to the Committee, and in whose care and prudence we have perfect confidence;" but the subscribers would not consider they had performed their duty, if they undertook an expensive work of this sort without the advice and sanction of the Executive.

The balance of Light House funds in the Treasury for the year ending 31st December, 1841, was only £543 17 3, and from that amount there has since been paid £252 5 2 as the New Brunswick proportion of the Nova Scotia Lights for same period, so that the actual balance at 1st January, 1842, was only £291 12 1, which owing to the great reduction in our Provincial Tonnage, may be further reduced, leaving the receipts for this year below the expenditures.

If any steps are to be taken in this matter, it would be the duty of the subscribers, under the Act, to advertise for Tenders, but it was considered proper, in drawing the attention of His Excellency to the subject, to procure and forward the documents herewith, as no time is to be lost if the work is determined upon for 1842. In all probability £850 would be adequate to the service.

We remain, respectfully, Sir, your most obedient servants,

R. W. CROOKSHANK,
JOHN WARD Junr.,
L. DONALDSON,
I. WOODWARD, } *Commissioners of
Light Houses.*

To A. Reade, Esquire, Private Secretary, Fredericton.

COPY OF MR. OTIS' TENDER.

Saint John, 13th May, 1842.

I will build a Granite Stone Wall around the Light House on Gannet Rock, and furnish all materials necessary to complete the same, according to a Plan and Specifications made by John Cunningham, Esquire, Architect, on which is my signature, for £1100. The east side of the Commercial Bank to be referred to as a specimen for the outside or face of said wall, and the average height to be 12 feet, (besides the two Gulches, this includes all cutting of rock, freight, &c. &c.) and completed by the 1st day of October next, provided this Tender is accepted, and notice given within thirty days from date.

Your most obedient servant,
(Signed)

OTIS SMALL.

L. Donaldson, Esquire, Chairman of Commissioners
for Light Houses in the Bay of Fundy.

COPY OF LETTER FROM MR. CUNNINGHAM.

Saint John, May 14, 1842.

GENTLEMEN,—Agreeable to your request, I enclose you a Plan for the proposed Wall around the Gannet Rock Light House, also an estimate of the probable cost to do the work in the most substantial manner. The estimate is as follows:—

4000 cubic feet of Granite prepared ready to build, being fitted for the different courses, and numbered, @ 1s. 9d.....	£350
300 tons of freight, including Stone, Scaffolding, and the passage of Workmen, @ 10s.....	150
To excavate the Rock.....	30
To build the Wall and find all materials of Stone, Lime, Cement and Copper bolts.....	250

Making the whole amount to..... £780

I remain, Gentlemen, your obedient servant,

(Signed)

JOHN CUNNINGHAM.

To the Commissioners of Light Houses.

INDIAN RESERVES, &c.

Schedule of Reserved Indian Lands in the Province of New Brunswick.

NORTHUMBERLAND.

	Acres.
1.—On both sides of the Little South West Miramichi River at its mouth,.....	10,000
2.—On the North side of the North West Miramichi River at Oxford's Brook,.....	3,033
3.—On the East side of the North West Miramichi River, opposite the Sewogle Streams and including the Point,.....	8,700
4.—On the East side of the North West Miramichi River, opposite the Red Bank,.....	750
5.—Burnt Church Point, Miramichi Bay,.....	240
6.—On the North side Burnt Church River,.....	1,400
7.—On the Tabusintac River from Pin Island running upon both sides including 10 acres at M'Graw's Point, and 25 acres at the Ferry,.....	9,035
	33,158

KENT.

8.—On the North side of the Richibucto River and running up to Bass River,.....	4,600
9.—On the North side of the Shebuctouche River above and below Mill Creek,....	3,500
	8,100

CARLETON.

10.—On the East side of the River Saint John from the Tobique Rocks, running up to the Arestook,.....	16,000
11.—East side River Saint John, below the grant to S. Hebert, near the mouth of the Madawaska River,.....	700
	16,700

GLOUCESTER.

12.—On the South side of the Pocmouche River from Wagauchitz Brook, running up three miles,.....	2,600
13.—On both sides of the Nepisiguit River below the mouth of the Pabineau,.....	1,000
14.—North side of Eel River, and South of the grant to R. Ferguson,	400
	4,000

SAINT JOHN.

15.—The three Islands called the Brothers, near Sandy Point, Kennebecasis Bay,.....	15
---	----

WESTMORLAND.

16.—West side Aboushagen River, above lot number 4, and a proportion of the Marsh East of Kouchibouguac Lagoon,.....	250
--	-----

Total Acres..... 62,223

Crown Land Office, April 19, 1842.

RETURN

Return of Persons settled upon and who occupy portions of Indian Reserves.**COUNTY OF NORTHUMBERLAND.**

Eel ground at Oxford Brook,.....	13
Indian Point, 13 miles above Newcastle,.....	18
Little South West Reserve,.....	49
Reserve on the North West Miramichi, above Wild Cat Brook,.....	3
Reserve at Burnt Church River,.....	1
Tabusintac River,.....	3
	<hr/> —87

GLOUCESTER.

Pokemouche Reserve,.....	1
--------------------------	---

KENT.

Richibucto River Reserve,.....	8
Buctouche River Reserve,.....	5
	<hr/> —13

CARLETON.

Tobique Reserve,.....	16
Madawaska,.....	1
	<hr/> —17

Total of persons,.....	118
------------------------	-----

General Abstract of Indian Reserves to 20th April 1842.

Total extent in Acres, of Indian Reserved Lands,.....	62,223
Total number of Persons who have settled on them, whose cases are reported on by Mr. Perley,.....	118
Total number of Indians in the Province, Male and Female,.....	1,377

OLD REVOLUTIONARY SOLDIERS.

Schedule of Old Revolutionary Soldiers and their Widows chargeable on the Relief Fund, 1843.

NEW BRUNSWICK.

Schedule of Persons now receiving Relief under the Acts for the Relief of the Old Soldiers of the Revolutionary War and their Widows, specifying their ages, the Counties in which they respectively reside, and the year in which the relief was first granted,—Furnished in answer to Address of 8th February.

County.	Pensioners Names.	Ages.	Year of Relief.	Remarks.
Carleton.	Gabriel Davenport,	80	1839	
	David Gage,	76	1841	
	John Johnson,	83	1842	
	Ann Wheeler,	68	1839	
	Sarah Lovely,	80	1839	
	Abigail Tompkins,	79	1839	
	Elizabeth Wright,	58	1839	
	Mariam Dwyre,	72	1841	
	Isabella Vail,	71	1841	
	Levina Carvill,	77	1842	
	Elizabeth Giberson,	71	1842	
	James Dyer,	95	1839	
	George Sinnett,	109	1840	
	Cornelius Akerman,	89	1841	
	Mary Rheims,	74	1839	
	Eunice Thompkins,	83	1840	
	Mary Hallett,	75	1840	
	Elizabeth Clarke,	87	1841	
	Sarah Crane,	80	1841	
	Catherine M'Donald,	69	1841	
York.	Rachael Jackson,	84	1842	
	Mary Green,	73	1842	
	Mary Tidd,	67	1842	
	Sarah Ann Cox,	67	1843	
	Mary York,	70	1839	
	Catharine M'Donald,	66	....
	Nelly Cain,	84	....
	Thomas Thornton,	79	....
	Mary Kelly,	67	....
	John Pond,	77	....
	Sarah Bate,	83	....
	John Moore,	79	....
	Catharine Stewart,	79	....
	John Manzer,	84	....	Since stopped.
	Ann Munroe,	60	....
	Abigail Sutherland,	65	....
	Ann Collings,	63	....
	Lavinia Carville,	74	....	Removed.
	Musco Wright,	88	....

Schedule of Old Revolutionary Soldiers and their Widows.—Continued.

County.	Pensioners Names.	Ages.	Year of Relief.	Remarks.
York.	Nathaniel Seabrook,	88	1839	Removed.
	Jacob Thompkins,		1840	
	Catherine West,	89	Dead.
	Catherine Drake,	74	....
	Gershom Bonnell,	82	Dead.
	Holden Turner,	80	....
	Mary Whitelock,	75	....
	Lyman Gray,	84	....
	William Cornelison,	70	....
	Mary Reach,	63	....
	Charles Hazelton,	82	....
	Peter Allan,	79	....
	Sarah Anderson,	70	....
	Mary Fisher,	83	....
	Catherine Flint,	83	....
	Andrew Rush,	74	....
	Elizabeth Chandler,	75	....
	John Regan,	72	....
	Isaac Mills,	87	....
	Ann Grant,	69	....
	Catherine Fero,	72	....
	David Bruce,	89	....
	Joshua Stone,	85	....
	Ruth Todd,	77	....
	Juliana Hillsgrove,	90	....
	Ruth Beard,	88	....
	Wm. M'Pherson,	88	Dead.
	Donald M'Donald,	85	....
	Isaac Adams,	81	Removed.
	Sarah Brown,	66	....
	Alexander M'Kenzie,	84	1841
	Martha Dunlap,	59	....
	Timothy Heustis,	74	1841	1842
	Sarah Young,	82	....
	Mary Fowler,	97	....
	Lydia Sheppard,	64	....
	Elizabeth Lawrence,	56	....
	William Harper,	83	....
	Joseph Madgett,	85	1842	
	Lucy Ann Vance,	81	....
	Dorcas Allan,	69	....
	Sarah West,	62	....
	Mary M'Pherson,	78	....
Queen's.	John Howard,	72	1841
	Elizabeth Brown,	69	....
	James Appleby,	79	1839	
	Barnet Manzer,	94	....
	Mary Sands,	60	....
	Sarah Foster,	76	....
	Joseph Hoyt,	78	....
	William Cameron,	78	1840	
	Jeremiah Johnston,	98	1841
	Asher Vail,	80	....
	Catherine Thorn,	73	....
	Elizabeth Green,	81	1841	

Schedule of Old Revolutionary Soldiers and their Widows.—Continued.

County.	Pensioners Names.	Ages.	Year of Relief.	Remarks.
Westmorland.	Richard Budd,	82	1840	
	Joseph Sears,	94	1840	
	Enoch Gooden,	68	1840	
	John Underwood,	82	1840	
	John Ogden,	79	1839	
	Hezekiah Lyon,	84	1840	
	Susan Boiles,	68	1839	
Kent.	Henry Pirie,	85	1841	Supposed dead.
Gloucester.	Charles M'Lauchlan,	82	1842	
Restigouche.	Thomas Ferguson,	89	1840	
Charlotte.	James A. Doyle,	79	1840	
	Dugald Clarke,	91	1841	
	Rachael Carrick,	80	1840	
	Elizabeth Budd,	67	1842	
	Experience Thompson,	77	1840	
	Margaret Dodd,	89	1840	
	Neal M'Bean,	86	1839	
	Dorcas Kennedy,	74	1840	
	Patience Hastay,	61	1839	
	Sarah Lane,	68	1840	
	Sarah Wallace,	67	1841	
	Niel M'Nichol,	93	1839	
	Isabella Dow,	73	1840	
	James Grierson,	95	1839	
	Margaret Tucker,	85	1840	
	Henry Hervey,	91	1840	
	James Pratt,	76	1840	
	Lydia M'Vicar,	80	1840	
	Elijah Greenlaw,	76	1841	
	John Hanover,	86	1840	
	John Davidson,	79	1840	
	Susanna Waltman,	99	1840	
	Susanna Cox,	66	1840	
	Esther Carmichael,	81	1841	
	Patience M'Farlane,	81	1841	
	Janet Carmichael,	63	1841	
	Duncan M'Farlane,	88	1840	
	Rachel Turner,	87	1841	
	Sarah Haley,	92	1841	
	John Black,	83	1840	
	Elizabeth M'Iroy,	65	1841	
	Ann Flinn,	72	1841	
	Hannah Linton,	65	1842	
	Henry Pulk,	91	1841	
	Elizabeth Barber,	89	1840	
	Ann Towers,	79	1839	
	Patience Russel,	82	1840	
	Thomas M'Donald,	87	1840	
	Ann Hailey,	86	1839	
	Stephen Pendleson,	80	1840	
	Nancy Leonard,	74	1839	
	Elizabeth George,	73	1839	

Schedule of Old Revolutionary Soldiers and their Widows.—Continued.

County.	Pensioners Names.	Ages.	Year of Relief.	Remarks.
Charlotte.	Henry Myers,	83	1840	
	Abigail Hooper,	77	1839	
	Elizabeth Ferries,	71	1839	
	David Quigley,	84	1839	
	Jacob Britney,	91	1839	
	Wm. N. Hawkins,	89	1839	
	Ann Calder,	85	1840	
	Mary Hendrick,	75	1839	
	Catherine Haycock,	75	1839	
Saint John.	Martha Campbell,	68	1840	
	Phebe Buckhart,	69	....
	John Stevens,	89	....
	Rachel Ann Mills,	66	....
	Abigail Alwood,	80	....
	Jane Murphy,	56	1841	
	Dinah Kingsley,	86	....	Dead.
	Huldah Debou,	87	....
	Susannah Craft,	88	1842	
	Catherine Beam,	92	1840	Dead.
Sunbury.	Elizabeth Prieston,	95	1839	
	Joseph Oblens,	80	....
	Benjamin M'Donald,	78	....	Dead.
	Eleanor Smith,	80	....	Dead.
	Mary Howe,	74	1840	
	Sarah Buckinham,	72	....
	Sarah Creekmore,	65	....
	Mariam Carr,	66	....	Since stopped.
	Priscilla Grass,	65	1841	
	Permelia M'Donald,	76	1842	Dead.

RECAPITULATION.

Carleton,.....	24
York,.....	60
Queen's,.....	12
King's,.....	29
Northumberland,.....	18
Westmorland,.....	11
Kent,.....	1
Gloucester,.....	1
Restigouche,.....	2
Charlotte,.....	54
Saint John,.....	10
Sunbury,.....	10
	—228
Deduct reported dead,.....	8
	—
Total,.....	220
	==

Ages from 54 years to 109 years.

Secretary's Office, 17th March, 1843.

POST OFFICE.

Returns from Department in Halifax, shewing Receipts and Expenditures of the Establishment in New Brunswick for the year ending 5th Jan. 1842.

[See Journal, page 27.]

The Province of New Brunswick in Account with the General Post Office, Halifax, for one Year, ending 5th January, 1842.

Dr.

To amount of unpaid, received, and paid sent,.....	£9,112 18 1
To amount of Letters received from England, and paid sent,.....	1,313 12 3

£10,426 10 4

Cr.

By salaries to Post Masters,.....	£1,211 15 11
“ returned, re-directed and dead Letters,.....	4,505 16 1½
“ incidentals,	332 9 7
“ paid for Ship Letters,.....	47 7 5
“ riding work and Couriers,.....	2,428 8 0
“ American Postage, (paid).....	550 0 0
“ British Postage,.....	1,313 12 3
“ Balance,.....	37 1 0½
	£10,426 10 4

Errors Excepted.

JAS. LESSEL, *Accountant.*

J. HOWE, *D. P. M. G.*

Halifax, 16th April, 1842.

Account of Salaries to Postmasters in New Brunswick for one Year ending 5th Jan. 1842.

Saint John,.....	£521 14 0
Fredericton,	334 11 10½
Saint Andrews,.....	48 0 0
Saint George,.....	9 14 8
Saint Stephen,.....	43 8 9
Sussex Vale,.....	12 19 9½
Kingston,.....	4 3 5
Gagetown,.....	8 13 3
Dorchester,.....	28 9 7
Richibucto,.....	29 5 4½
Miramichi,.....	86 14 3
Newcastle,.....	25 0 1½
Bathurst,.....	24 5 8
Dalhousie,.....	34 15 2½
	£1211 15 11

All the Postmasters receive a Commission of 20 per cent. on the Net Revenue collected by them, with the exception of the Postmaster at Saint Andrews, who receives a Salary in lieu of a Commission.

JAS. LESSEL, *Accountant.*

Account

Account of Returned, Re-directed and Forward Letters in New Brunswick, for one year ending 5th January 1842.

Saint John,.....	£1919	6	1½
Fredericton,.....	523	7	1
Saint Andrews,.....	1499	3	2½
Saint George,.....	16	3	1½
Saint Stephen,.....	7	19	0½
Sussex Vale,.....	7	14	7
Kingston,.....	2	11	8½
Gagetown,.....	3	17	7½
Dorchester,.....	65	12	9½
Richibucto,.....	25	18	6½
Miramichi,.....	232	12	3½
Newcastle,.....	6	18	10
Bathurst,.....	122	4	10
Dalhousie,.....	72	6	4
	<u>£4505</u>	<u>16</u>	<u>1½</u>

JAS. LESSEL, Accountant.

Account of Incidentals in New Brunswick for one year ending 5th January 1842.

Incidentals,.....	£332	9	7
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In the above £332 9 7 are included the Salary to the Clerk at

Saint John Post Office,..... £72 0 0

The same to the Clerk at Fredericton,..... 100 0 0

£172 0 0

JAS. LESSEL, Accountant.

Amount paid for Ship Letters in New Brunswick for one year ending 5th January 1842.

Ship Letters,.....	£47	7	5
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JAS. LESSEL, Accountant.

Amount of Riding Work and Couriers in N. Brunswick for one year ending 5th Jan. 1842.

Saint John	to Saint Stephens,.....	£234	15	0
"	" Amherst,.....	768	0	0
"	" Fredericton,.....	215	0	0
Kingston	" Hampton,.....	20	0	0
Fredericton	" Finger Board,.....	300	0	0
Saint Andrews	" Robbinston,.....	35	0	0
Nerepis	" Gagetown,.....	36	5	0
Fredericton	" Miramichi,.....	85	0	0
Dorchester	" Campbeltown,.....	520	0	0
Conveyance of Mails between Saint John, N. B. and Windsor, N. S. from 1st May to 1st November,.....		50	0	0
Expresses,.....		146	10	0
Making Bags,.....		17	18	0
		<u>£2,428</u>	<u>8</u>	<u>0</u>

In addition to which, a Contract has been entered into to convey a Mail weekly between Fredericton and Saint Andrews,

£80 0 0

JAS. LESSEL, Accountant.

Account

Account of Unpaid Letters received from England, and Paid sent to ditto from New Brunswick, for one year ending 5th January 1842.

Amount of Letters received from and sent to England,..... £1313 12 3

JAS. LESSEL, *Accountant.*

Account of Net Revenue received from Postmasters in New Brunswick, after deducting Commission, Forward, Dead Letters, paid for Ship Letters, and Incidentals, for one year ending 5th January 1842.

Saint John,.....	£1939 4 7½
Fredericton,.....	1144 6 3½
Saint Andrews,.....	34 15 1
Saint George,.....	38 18 11
Saint Stephen,.....	167 18 10
Sussex Vale,.....	51 19 8
Kingston,.....	16 14 0½
Gagetown,.....	34 13 3½
Dorchester,.....	113 18 6½
Richibucto,.....	117 1 8½
Miramichi,.....	336 17 4
Newcastle,.....	96 10 6
Bathurst,.....	97 3 0
Dalhousie,.....	138 19 4½
	£4329 1 2½

JAS. LESSEL, *Accountant.*

Rate of Postage for a single Letter from Saint John to

Sussex Vale,.....	0s 5d	Quebec,.....	1s 6d
Dorchester,.....	0 9	Montreal,.....	1 8
Amherst, N. S.....	0 11	Pictou, N. S.....	1 0
Richibucto,.....	1 0	Annapolis,.....	0 4½
Miramichi,.....	1 1	Digby,.....	0 4½
Halifax, N. S.....	0 9	Shelburne,.....	0 9
Kingston,.....	0 3	Yarmouth,.....	0 9
Saint George,.....	0 4	Kentville,.....	0 9
Saint Andrews,.....	0 7	Windsor,.....	0 9
Fredericton,.....	0 7	Parrsboro,.....	0 9

Rate of Postage for a single Letter from Fredericton to

Saint John,.....	0s 7d	Miramichi,.....	1s 1d
Saint Andrews,.....	0 9	Bathurst,.....	1 2
Sussex Vale,.....	0 7	Dalhousie,.....	1 3
Dorchester,.....	0 9	Restigouche,.....	1 4
Cumberland,.....	0 11	Gagetown,.....	0 4
Pictou,.....	1 0	Woodstock,.....	0 7
Halifax,.....	0 11	Quebec,.....	1 4
Richibucto,.....	1 0	Montreal,.....	1 6

Report from Assembly of Prince Edward Island relative to Postages on Newspapers, &c.

PRINCE EDWARD ISLAND, }
House of Assembly, 6th March, 1843. }

REPORT OF POST OFFICE COMMITTEE.

Your Committee who were directed to report on the increased Rates of Postage between this Colony and the neighboring Provinces, and also to report on the Post Office Department generally, beg leave to submit,—That the attention of your Committee having been particularly drawn to the subject of the very general complaints of the increased rates of Postage between this Colony and the neighboring Provinces, they have endeavored to make themselves acquainted with the instructions to the Officers in the Post Office Department under which these increased rates have been exacted; but your Committee regret to state, that they have met with difficulty in obtaining such information, owing to the refusal of the present Postmaster to communicate as fully on the subject as was desirable, in consequence of its being his instructions (as stated to your Committee) not to communicate any information without having first obtained permission so to do from the Deputy Postmaster General in Halifax, thus clearly shewing to your Committee a degree of secrecy in the management of that Department, which your Committee believe to be totally unauthorized by the wishes or practice of the Postmaster General or Her Majesty's Imperial Government, and calls loudly for a representation from the Legislature of this Colony, by whom the Post Office Department has been maintained at a very considerable expense, as will hereafter be shewn.

The amount paid for the transmission of the Mails to and from this Colony for the last five years amounts to £4622 15s., while the receipts arising from Postage paid into the Public Treasury, is only £2301 12 5; thus shewing a balance due to this Colony of £1321 3 7;—which surplus, your Committee consider ought to be defrayed out of the General Post Office Revenue, but which now remains a charge against the Post Office Establishment—a department over which the Local Government have not been hitherto permitted to exercise any control.

Previous to 1842 the Postage charged on single Letters between Halifax and Charlotte Town was eight pence at all seasons of the year, and was received in the currency of the Island; but under the present regulations, the Postage on such Letters is increased to eleven pence half-penny by the Winter, and by the Summer route to nine pence, and which two last sums are exacted in Halifax currency, which at the present rate or difference of exchange, shews an increase of from 25 to 70 per cent.; and the Postage to all the neighboring Provinces is increased in a rateable proportion.

By way of illustrating the grievance the Colony labors under, owing to these additional rates of Postage, we would observe, that according to the present regulations, the charge on a single letter from this Island to Kingston, Upper Canada, is 2s. 5d., and if weighing one ounce, is charged at *four rates of Postage*, while the Postage on a letter from this Island to any part of the United Kingdom is only 1s. 4d. *Halifax currency*, and if not exceeding one ounce, is only charged at two rates of Postage.

The rates of Postage to Great Britain, and indeed to all parts of the world, on Packet or Ship Letters passing through the United Kingdom, are chargeable by weight, while those posted between any of the Towns in British North America or the United States, are chargeable according to the number of enclosures, without reference to weight, and therefore double and sometimes treble Postage is exacted on letters below half an ounce in weight—a difference which your Committee consider bears with great hardship on the inhabitants of these Colonies, particularly at a period when the liberal and enlightened policy of the Imperial Government has reduced the Postages throughout the United Kingdom to almost a nominal rate.

Your Committee would further remark, that it appears to have been the practice heretofore to allow the transmission of the printed Votes and other Parliamentary Documents of the Provincial Legislatures to be forwarded or interchanged free of Postage; but by the present regulations the charges made on such Documents amount to a prohibition, as the sum charged on the Journals of the Legislature of this Colony,

forwarded to the Government of Nova Scotia last year, has been rated at upwards of £14; and they now remain in consequence in the Post Office there, unclaimed: and the Postmaster of this Island is instructed not to forward the Public Documents of this Island of any nature or description, even by the Inland Mails, (the expense of which is exclusively borne by this Colony) without charging the full rates of Postage thereon; which regulations your Committee cannot for a moment suppose to be in accordance with the wishes of the Imperial Government, and only requires a proper representation to induce Her Majesty's Government to interfere and remove the grievance complained of.

And also the Postmaster has received late instructions from the Deputy Postmaster General in Halifax to exact Postage on all Newspapers forwarded from this Island to the neighbouring Provinces, which your Committee look upon as a tax imposed, not for the purposes of Revenue, or to defray the charges of transmission, (which could alone justify such a demand) but for the private emolument of a subordinate individual in that Department, and which your Committee consider to be an application totally unauthorized by law.

Your Committee observe by the Imperial Act of 3d and 4th Victoria, cap. 96, that the Postmaster General, under the direction of the Commissioners of Her Majesty's Treasury, is authorized to charge such rates of Postage as they may from time to time direct; and is also authorized to pass by Post, between any places within Her Majesty's Colonies, Colonial Newspapers free of Postage, or subject to such rates, regulations and restrictions as the Postmaster General, with such consent as aforesaid, may think fit; but your Committee have no means of ascertaining whether the regulations now in force have been so authorized.

Your Committee, under all the foregoing circumstances, deem it of importance for the Legislature of the Colony to address Her Majesty's Government on the subject, and that a copy of this Report be forwarded to the Legislatures of the adjoining Provinces, with a view of drawing their attention to the existence of the grievances arising from the present increased rates of Postage, and also to what your Committee consider the improper use and irresponsible power delegated to the Deputy Postmaster General of Halifax, and which is in its character highly vexatious and oppressive, and of inducing those Legislatures to make a combined effort to remove them.

(Signed)

EDWARD THORNTON,
Chairman.

I certify the above to be a true copy of the Report submitted to and adopted by the House of Assembly.

WILL. CULLEN, *Clerk.*

RETURNS FROM CUSTOM HOUSE.

PORT OF SAINT JOHN, NEW BRUNSWICK.

H. Bowyer Smith, Collector, in Account Current of Duties received at this Port and Out-Stations under Acts of Imperial Parliament subsequent to 18 Geo. III. cap. 12, for the year ended 5th January 1843.

RECEIPTS.

	Sterling.	Total Sterling.
Duties received under Acts subsequent, at Saint John,.....	£1,527 8 1	
Woodstock,.....	58 4 6	
Total, Lady Day Quarter, 1842,.....		£1,585 12 7
Duties received under Acts subsequent, at Saint John,.....	£3,405 9 8	
Miramichi,.....	438 18 0	
Dalhousie,.....	106 11 11	
Bathurst and Caraquet,...	67 1 5	
Richibucto,.....	60 7 6	
Woodstock,.....	18 18 11	
Dorchester,.....	10 5 0	
Total, Midsummer Quarter, 1842,.....		4,107 12 5
Duties received under Acts subsequent, at Saint John,.....	£2,745 13 10	
Miramichi,.....	626 3 10	
Dalhousie,.....	254 4 2	
Bathurst and Caraquet,...	44 14 9	
Richibucto,.....	67 16 5	
Dorchester,.....	8 18 3	
Woodstock,.....	21 9 10	
Total, Michaelmas Quarter, 1842,.....		3,769 1 1
Duties received under Acts subsequent, at Saint John,.....	£2,575 12 2	
Miramichi,.....	420 9 3	
Bathurst and Caraquet,...	3 16 5	
Dalhousie,.....	38 16 2	
Richibucto,.....	97 13 7	
Dorchester,.....	0 0 0	
Woodstock,.....	24 2 9	
Total, Christmas Quarter, 1842,.....		3,160 10 4
Total Receipts, Year 1842,.....		£12,622 16 5

PAYMENTS.

	Sterling.	Total Sterling.
1842 Proportion of Salaries paid by the Province,.....		£3,010 0 0
April 5. Paid Deputy Treasurer, Woodstock,.....	£58 4 6	
“ Provincial Treasurer, Saint John,.....	767 8 1	
Total, Lady Day Quarter, 1842,.....		825 12 7
Carried forward,.....		£3,865 12 7

<i>Brought forward</i> ,.....		£3,865 12 7
April 9.	Counsel's Fees to William Wright, Board's Orders, Nos. 39 and 43, 1842,.....	£38 17 4
July 5.	Paid Deputy Treasurer, Miramichi,.....	405 6 7
	“ “ Richibucto,.....	60 7 6
	“ “ Dalhousie,.....	22 10 6
	“ “ Bathurst,.....	67 1 5
	“ “ Woodstock,.....	18 18 11
	Return Duties at Miramichi, Board's Order No. 21, 1842,.....	28 1 4
	“ Dalhousie, “ “ 23, “.....	84 1 5
	“ Miramichi, “ “ 71, “.....	5 10 1
	Paid Provincial Treasurer, Saint John,.....	2,616 17 4
Total, Midsummer Quarter, 1842,.....		3,317 12 5
Aug. 24.	Return Duties, R. Rankin and Co., Board's Order, No. [131, 1841,.....	£21 15 7
Sept. 3.	“ T. L. Nicholson, “ 114, 1842,.....	62 8 0
“ 24.	“ Sancton & Crookshank, “ 42, 1842,.....	5 4 0
Oct. 8.	“ G. A. Lockhart, “ 135, 1842,.....	20 2 0
“ “	“ J. H. Gray, “ 132, 1842,.....	1 19 7
“ 10.	Paid Deputy Treasurer, Miramichi,.....	626 3 10
	“ “ Richibucto,.....	67 16 5
	“ “ Dalhousie,.....	254 4 2
	“ “ Bathurst,.....	44 14 9
	“ “ Woodstock,.....	21 9 10
	“ Provincial Treasurer, Saint John,.....	2,216 18 3
Total, Michaelmas Quarter, 1842,.....		3,342 16 5
Dec. 14.	Return Duties, J. Robinson, Board's Order, No. 149, 1842,.....	£4 13 9
“ 15.	“ T. Barlow & Co. “ 140, 1841,.....	1 14 3
“ 22.	“ J. Ward & Sons, “ 172, 1842,.....	26 14 0
1843		
Jan. 5.	“ S. Wiggins & Sons, “ 147, 1842,.....	4 5 0
“ “	Paid Deputy Treasurer, Miramichi,.....	420 7 11
	“ “ Richibucto,.....	97 13 7
	“ “ Bathurst,.....	3 16 5
	“ “ Dalhousie,.....	38 16 2
	“ “ Woodstock,.....	24 2 9
	“ Provincial Treasurer, Saint John,.....	1,444 11 2
Total, Christmas Quarter, 1842,.....		2,066 15 0
Total Payments, Year 1842,.....		£12,622 16 5

H. BOWYER SMITH, Collector.

Custom House, Saint John, N. B. 5th January 1843.

Abstracts of Duties collected at Saint John and its Out-Bays, under Acts of Parliament prior and subsequent to those of 18 Geo. III. cap. 12, for the Year ending 5th January 1843.

PRIOR TO 18 GEO. III.

Saint John.

January,	£21 14 0	Sterling.
February,.....	16 6 11	
March, to 5th April,	25 18 11	
	£63 19 10	
April,.....	£37 19 2	
May,	50 6 2	
June, to 5th July,.....	54 12 1	
	142 17 5	

Carried forward,..... £206 17 3

<i>Brought forward</i> ,.....		£206	17	3	
July	.....	£13	3	7	
August	.....	49	0	2	
September, to 10th October	.....	48	0	7	
			110	4	4
October	.....	£82	0	7	
November	.....	26	6	3	
December, to 5th January	.....	7	14	8	
			116	1	6
					£433 3 1
<i>Miramichi.</i>					
May and June, to quarter ending 5th July	.....	£49	8	2	
July, August and September, to quarter ending 10th October	.....	93	7	10	
October and November, to quarter ending 5th January	.....	51	11	5	
					194 7 5
<i>Dalhousie.</i>					
May and June, to quarter ending 5th July	.....	£13	0	5	
July, August and September, to quarter ending 10th October	..	27	13	5	
November and December, to quarter ending 5th January	.....	1	17	3	
					42 11 1
<i>Bathurst.</i>					
May and June, to quarter ending 5th July	.....	£12	3	10	
July, August and September, to quarter ending 10th October	.....	7	15	0	
					£19 18 10
<i>Caraquet.</i>					
June	.....	£1	10	6	
August	.....	1	8	5	
					2 18 11
					22 17 9
<i>Richibucto.</i>					
May and June, to quarter ending 5th July	.....	£8	8	11	
July, August and September, to quarter ending 10th October	..	4	12	10	
October and November, to quarter ending 5th January	.....	10	10	8	
					23 12 5
<i>Dorchester.</i>					
May	.....		0	5	3
Total under Acts prior				£716	17 0

SUBSEQUENT TO 18 GEO. III., AS PER GENERAL ACCOUNT.

	Sterling.	
Saint John	£10,254	3 9
Miramichi	1,485	11 1
Dalhousie	399	12 3
Bathurst and Caraquet	115	12 7
Richibucto	225	17 6
Dorchester	19	3 3
Woodstock	122	16 0
Total under Acts subsequent	£12,622	16 5
Amount under Acts prior	716	17 0
Total at Saint John and its Out-Stations	£13,339	13 5

SAINT ANDREWS.

Abstract of Duties at this Port for the Year ending 5th January, 1843.

					Sterling.		
Collected under Acts subsequent to 18 Geo. 3, cap. 12,					£1,040	14	8
Do. do. prior to do. do.					60	2	0
Total at Saint Andrews,					£1,100	16	8

SAINT STEPHEN.

Abstract of Duties at this Port for the Year ending 5th January, 1843.

					Sterling.		
Collected under Acts subsequent to 18 Geo. 3, cap. 12,					£205	3	9
Do. do. prior to do. do.					3	15	2
Total at Saint Stephen,					£208	18	11

MAGAGUADAVIC.

Abstract of Duties at this Port for the Year ending 5th January, 1843.

					Sterling.		
Collected under Acts subsequent to 18 Geo. 3, cap. 12,					£214	2	0
Do. do. prior to do. do.					3	8	6
Total at Magaguadavic,					£217	10	6

WELCHPOOL.

Abstract of Duties at this Port for the Year ending 5th January, 1843.

					Sterling.		
Collected under Acts subsequent to 18 Geo. 3, cap. 12,					£67	7	9
Do. do. prior to do. do.					1	4	3
Total at Welchpool,					£68	12	0

GENERAL ABSTRACT.

Duties collected at the several Ports in the Province under Acts of the Imperial Parliament prior and subsequent to those of 18 Geo. III. cap. 12, in the Year ending 5th January, 1843.

	PRIOR.			SUBSEQUENT.		
Saint John,	£433	3	1	£10,254	3	9
Miramichi,	194	7	5	1,485	11	1
Dalhousie,	42	11	1	399	12	3
Bathurst,	19	18	10	115	12	7
Caraquet,	2	18	11	0	0	0
Richibucto,	23	12	5	225	17	6
Dorchester,	0	5	3	19	3	3
Woodstock,	0	0	0	122	16	0
Saint Andrews,	60	2	0	1,040	14	8
Saint Stephen,	3	15	2	205	3	9
Magaguadavic,	3	8	6	214	12	0
Welchpool,	1	4	3	67	7	9
	£785	6	11	£14,150	4	7
					£14,935	11 6

IMPORTS AND EXPORTS FROM 1ST JANUARY TO 31ST SEPTEMBER 1842.

NOTE.—This Return taken from Blue Book.

IMPORTS.

ARTICLES IMPORTED.		ESTIMATED VALUE IN STERLING.						
DESCRIPTION AND QUANTITY.		From G. Britain.	BRITISH COLONIES.			U. States of America.	Foreign States.	Total.
			W. Indies.	N. America	Elsewhere.			
Flour, Wheat,	27,377 brls	5	...	21,432	...	16,738	...	38,175
Do. Rye,	22,229 "	...	...	1,336	...	18,633	...	19,969
Bread,	4,519 cwts	151	...	880	...	3,960	...	4,991
Indian Meal,	27,727 brls	...	...	2,587	...	20,162	...	22,749
Barley,	{ 4,881 bush 36 cwts	119	...	293	...	445	...	857
Indian Corn,	28,203 bush	...	...	3	...	4,136	...	4,139
Wheat,	146,048 "	48	...	746	...	40,532	...	41,326
Rye,	1,720 "	...	...	...	...	250	...	250
Oats,	89,301 "	...	...	8,222	...	...	...	8,222
Oat Meal,	3,225 "	14	...	2,807	...	...	...	2,821
Rice,	1,608 "	...	...	110	...	1,419	...	1,529
Beans,	549 "	...	...	61	...	130	...	191
Peas,	1,062 "	40	...	136	...	77	...	253
Beef,	1,794 brls	1,010	...	1,592	...	619	...	3,221
Pork,	5,256 "	77	350	10,732	...	2,873	...	14,032
Meats, fresh,	490 cwts	...	...	503	...	425	...	928
Butter,	1,209 "	...	...	3,918	...	12	...	3,930
Cheese,	383 "	107	...	640	...	149	...	896
Coffee,	1,149 "	161	...	1,008	...	1,918	4	3,091
Potatoes, &c.	129,161 bush	...	...	7,549	...	174	...	7,723
Raisins,	{	961 cwts	135	1,126	...	567	...	1,828
Currants,								
Figs,	{	794 brls	...	55	...	407	...	462
Onions,								
Lard,	118 cwts	...	...	182	...	195	...	377
Mustard,	45 "	95	...	2	...	...	...	97
Tea,	168,729 lbs	13,271	...	8,460	...	...	...	21,731
Sugar,	14,046 cwts	11	17	14,923	...	...	...	18,559
Do. refined,	928 "	1,092	270	491	...	...	3,608	1,853
Salt,	161,194 bush	5,081	1,011	181	...	...	364	6,637
Pimento,	1,918 "	14	...	30	...	...	...	44
Fruit, green,	6,995 brls	33	...	1,482	...	1,324	...	2,841
Spices,	213 cwts	461	...	7	...	57	...	597
Beef Cattle,	1,158 no	120	...	9,109	72	910	...	10,139
Sheep and Lambs,	5,106 "	40	...	2,373	...	17	...	2,430
Seeds,	217 cwts	166	...	86	...	317	...	569
Horses,	32 no	...	...	535	...	170	...	705
Fish {	Dried,	6,234 qts	...	3,308	...	...	...	3,308
	Salted,	4,762 brls	...	2,947	...	...	...	2,947
	Smoked,	3,453 bxs	...	604	...	...	...	604
	Oils,	8,404 gals	...	1,051	...	...	...	1,051
Tobacco, manufactured	1,599 cwts	5	14	1,261	...	3,078	...	4,358
Do. leaf,	798 "	...	...	...	...	1,229	...	1,229
Hides,	4,573 no	...	65	701	480	750	30	2,034
Leather,	13,459 lbs	75	...	753	...	4	...	832
Tallow,	225 cwts	...	...	5	...	523	...	528
Soap,	4,329 "	4,399	...	517	...	3	...	4,919
Candles,	1,142 "	2,993	...	825	...	...	...	3,818
Wine,	15,514 gals	1,815	...	991	...	107	250	3,163
Brandy,	20,522 "	3,968	...	144	...	...	...	4,112
Geneva,	15,380 "	2,352	...	138	...	9	...	2,499
Rum,	35,480 "	26	15	3,474	...	1,562	310	5,387
Whiskey,	4,747 "	690	...	...	...	211	...	901
Ale and Porter,	14,623 "	267	...	519	...	3	...	789
Cider,	6,913 "	6	...	828	...	22	...	856
Molasses,	165,332 "	596	...	7,129	...	1,259	300	9,284
Vinegar,	4,936 "	34	...	72	...	87	...	193
Apothecary Wares,	1,137 cwts	1,828	...	209	...	1,249	2	3,298
Earthenware,	431 crts	2,793	...	39	...	...	...	2,832

IMPORTS.---Continued.

ARTICLES IMPORTED.		ESTIMATED VALUE IN STERLING.						
DESCRIPTION AND QUANTITY.		From G. Britain.	BRITISH COLONIES.			U. States of America.	Foreign States.	Total.
			W. Indies.	N. America	Elsewhere.			
Glass, Window,	2,206 bxs	5,140	...	44	...	...	...	5,184
Do. Flint,	342 cwts	450	...	...	...	...	...	617
Oakum,	574 "	891	...	52	...	...	...	943
Cordage,	5,870 "	10,970	...	1,163	59	...	...	12,362
Sail Cloth,	30,794 yds	1,481	...	398	...	...	...	1,879
Cotton Twist & Yarn,	396 lbs	520	...	77	...	...	...	743
Do. Wool,	100 "	...	...	...	...	6	...	6
Timber,	2,059 tons	...	...	...	...	3,130	...	3,130
Boards,	132 m. ft	...	...	208	...	89	...	297
Deals,	1,044 "	...	...	1,720	...	...	...	1,720
Staves,	655 mds	...	...	1,407	...	962	...	2,369
Shingles,	93 "	...	...	40	...	...	...	40
Handspikes,	224 no	...	...	7	...	3	...	10
Oars,	458 "	...	...	22	...	25	...	47
Lathwood,	18 cords	...	...	20	...	...	...	20
Mahogany,	6 m. ft	...	...	...	...	172	...	172
Dye Woods,	58 cwts	...	...	...	...	47	...	47
Wooden Ware,	1,760 doz	70	...	144	...	1,313	...	1,527
Iron, wrought,	627 tons	11,037	...	91	52	...	...	11,180
Do. unwrought,	665 "	6,243	...	199	...	...	...	6,442
Do. cast,	3,142 cwts	2,850	...	134	...	32	...	3,016
Do. pig,	570 tons	3,200	...	...	...	...	...	3,200
Copper, wrought,	617 cwts	2,068	...	556	...	543	...	3,167
Lead and Shot,	316 "	447	...	19	...	...	...	466
Steel,	235 "	612	...	5	...	...	...	617
Nails,	2,020 "	2,606	...	333	...	34	...	2,973
Hardware,	1,704 "	5,808	...	73	...	82	...	5,963
Gypsum,	5,468 tons	...	...	1,640	...	...	...	1,640
Naval Stores,	439 brls	30	...	108	...	94	...	232
Coals,	11,730 chal	8,645	...	1,176	...	...	...	9,821
Paints,	1,227 cwts	1,596	...	42	...	...	...	1,638
Paint Oil,	4,379 gals	598	...	53	...	...	...	651
Gunpowder,	80 cwts	401	...	48	...	...	...	449
Starch,	141 "	215	...	24	...	...	...	278
Indigo,	493 lbs	8	...	91	...	...	...	99
Br. & For. Merchandize,	4,130 pkgs	104,500	31	6,491	12	3,690	26	114,750
Total at St. John and its Out-Ports,		214,484	1,773	145,505	685	137,456	4,896	504,799
Total at St. Andrews and Out-Ports,		2,794	1,788	5,359		24,986	581	35,508
Total Imports,		217,282	3,561	150,864	685	165,442	5,477	540,307

EXPORTS.

ARTICLES EXPORTED.			ESTIMATED VALUE IN STERLING.						
DESCRIPTION AND QUANTITY.			To G. Britain.	BRITISH COLONIES.			U. States of America.	Foreign. States.	Total.
				W. Indies.	N. America	Elsewhere.			
Flour, Wheat,	2,355	brls	1,089	330	1,557	145	18	...	3,139
Do. Rye,	2,373	"	...	...	2,251	...	...	...	2,251
Bread,	126	cwts	...	...	47	118	...	...	165
Indian Meal,	990	brls	...	...	671	...	75	...	746
Do. Corn,	681	bush	...	...	109	...	150	...	259
Oats,	870	"	...	2	69	...	...	...	71
Rice,	33	cwts	...	...	34	...	...	...	34
Beans and Peas,	159	bush	...	5	42	...	...	...	47
Beef and Pork,	2,408	brls	9	3,697	2,037	263	13	...	6,019
Rickers,	3,912	no	231	44	2	...	...	...	277
Butter and Cheese,	235	cwts	...	255	516	7	...	...	778
Treenails,	66	mds	54	...	79	...	...	...	133
Coffee,	5	cwts	...	...	12	...	...	...	12
Potatoes,	5,141	bush.	...	104	26	...	...	...	130
Raisins,	47	cwts	...	17	77	7	...	...	101
Currants,									
Figs,	3,662	lbs.	...	...	438	...	...	...	438
Tea,									

EXPORTS.—Continued.

ARTICLES EXPORTED.			ESTIMATED VALUE IN STERLING.							
DESCRIPTION AND QUANTITY.			To G. Britain.	BRITISH COLONIES.			U. States of America.	Foreign States.	Total.	
				W. Indies.	N. America	Elsewhere.				
Sugar, brown,	433	cwts	...	...	494	231	...	...	725
Do. refined,	40	do	...	...	108	...	...	...	108
Salt,	47,729	bush	...	...	2,335	...	...	...	2,795
Fruits, fresh,			...	...	...	...	...	...	...
Furs,	16	pkgs	994	...	7	...	...	...	1,001
Fish	Dried, {	14,586	quin	987	2,792	3,725	7	8,726
		14,181	brls							
		2,718	kits							
		10,573	bxs							
		Smoked,	393	319	631	221	...	...	2,245
Oil	{	Whale,	...	...	...	...	...	...	...
		Sperm,	58,908	gals	17,200	...	160	17,360
		Cod & Seal	1,817	do	...	33	171	204
Tobacco, manufactured	62	cwts	62	...	133	...	...	...	181
Do. leaf,	896	"	...	...	...	1,390	...	...	1,390
Hides and Skins,	3,144	no	50	...	...	...	650	...	1,184
Leather,	8,132	lbs	...	...	453	...	...	...	453
Soap,	52	cwts	...	...	72	...	...	...	72
Candles,	21	"	...	...	82	...	...	...	82
Wine,	4,002	gals	143	371	509	...	...	...	1,023
Brandy,	1,931	"	...	...	515	...	...	...	515
Geneva,	1,245	"	...	...	232	...	...	...	232
Rum,	5,618	"	...	...	1,251	...	...	...	1,251
Whiskey,	2,208	"	...	...	128	200	...	...	328
Cider,	237	"	...	...	40	11	...	...	51
Molasses,	6,606	"	...	...	469	...	...	...	469
Earthenware,	129	crts	...	...	815	...	...	...	815
Glass, Window,	6,606	bxs	...	...	658	...	...	...	658
Oakum,	95	cwts	...	...	191	...	...	...	191
Cordage,	568	"	85	...	855	...	...	...	1,050
Sail Cloth,	5,114	yards	200	...	555	...	...	...	750
Timber,	138,309	tons	133,433	...	518	...	...	...	133,951
Boards,	7,501	mds	137	5,536	7,737	216	...	...	14,600
Deals,	58,513	"	112,317	...	1,287	60	...	...	113,664
Staves,	8,984	"	3,983	218	30	15	...	...	4,246
Shingles,	7,650	"	3,537	82	474	...	...	...	4,093
Handspikes,	1,992	no	24	2	22	...	...	...	48
Oars,	8,343	"	388	55	17	...	...	...	460
Lathwood,	2,513	cords	2,326	...	...	...	...	...	2,326
Laths, sawn,	3,061	mds	112	18	77	3	...	...	816
Mahogany,	2	"	...	...	40	...	...	...	40
Dye Woods,	17	cwts	...	...	9	...	...	...	9
Masts and Spars,	3,119	no	1,370	282	217	100	...	...	1,969
Iron, unwrought & old,	21,634	cwts	...	...	1,132	...	...	...	8,115
Ships' Knees,	585	no	27	...	72	...	...	...	99
Iron, wrought,	11,328	cwts	22	...	1,819	...	...	...	8,691
Do. cast,	900	"	...	...	1,193	...	...	...	1,193
Copper,	91	"	17	...	316	...	...	...	376
Lead and Shot,	20	"	...	...	31	...	...	...	31
Steel,	32	cwts	...	...	45	...	...	...	45
Nails, iron,	466	"	...	...	791	11	...	...	802
Hardware,	136	"	67	15	1,060	...	...	...	1,142
Gypsum,	5,470	tons	...	...	6	...	1,629	...	1,635
Grindstones,	5,681	"	...	25	634	...	912	...	1,571	
Naval Stores,	504	brls	141	14	119	21	6	...	301	
Coals,	292	chal	...	...	175	...	148	...	323
Paints,	124	cwts	...	...	193	...	...	...	193
Paint Oil,	2,497	gals	...	...	127	...	230	...	357
Lime,	1,510	hhds	...	...	425	...	...	...	425
Gunpowder,	575	lbs	...	...	24	...	...	...	24
British and Foreign Merchandize,			1,457	211	10,162	150	1,933	...	13,913	
Total at St. John and its Out-Ports,			280,840	5,711	59,116	3,260	23,441	1,259	383,627	
Total at St. Andrews and Out-Ports,			22,467	66,700	8,673		6,012		103,852	
Total Exports,			303,307	72,411	67,789	3,260	29,453	1,259	487,479	

PORT OF SAINT JOHN, NEW BRUNSWICK.

An Account of the Staple Articles the Produce of this Province and the British Fisheries Exported at this Port and its Out-Stations in the year 1842.

Port.	Quantity Exported.	Description of Articles.	Port.	Quantity Exported.	Description of Articles.
Saint John,	63,881	TIMBER.	Saint John,	1008 3840	LATHWOOD.
Miramichi,	16,259		Miramichi,	551	
Dalhousie,	27,046		Dalhousie,	452	
Bathurst,	3,005		Bathurst,	55½	
Caraquet,	554		Caraquet,	14	
Richibucto,	11,463		Richibucto,	262	
Dorchester,	3,079		Dorchester,	49½ 44	
<i>Total,...</i>	125,217 Tons.		<i>Total,...</i>	2392 Cords 3884	Mds. S. Laths.
Saint John,	37,877 4,750	DEALS and BOARDS.	Saint John,	129	SHIP KNEES.
Miramichi,	15,477 1,415		Miramichi,	60	
Dalhousie,	1,061 211½		Caraquet,	494	
Bathurst,	424		<i>Total,...</i>	683 Pieces.	
Caraquet,	7		Saint John,	129 & 1232 Kits.	SALMON, Pickled.
Richibucto,	2,455 1,060½		Miramichi,	2295	
Dorchester,	994 201		Dalhousie,	273	
<i>Total,...</i>	58,295 7,638	Mds. S. Feet.	Bathurst,	161	
Saint John,	1,409	SHINGLES.	Caraquet,	20	
Miramichi,	4,357		Dorchester,	1	
Dalhousie,	995½		<i>Total,...</i>	2879 Barrels.	
Bathurst,	816		Saint John,	1858	Salmon, Smoked
Richibucto,	1,531		Saint John,	43 Brls. & 15 Kits.	Mackerel, pic'd.
Dorchester,	40		Saint John,	6062	Cod and Scale FISH, Dried.
<i>Total,...</i>	9,148½ Mds.		Miramichi,	486	
Saint John,	190,200	STAVES.	Dalhousie,	—	
Dalhousie,	40,000		Bathurst,	50	
Dorchester,	23,389		Caraquet,	9038	
<i>Total,...</i>	253,589 Pieces.		<i>Total,...</i>	15,636 Quintals.	
Saint John,	1,460	MASTS and SPARS.	Saint John,	8050	ALEWIVES, Salted.
Miramichi,	156		Miramichi,	1839	
Dalhousie,	229		<i>Total,...</i>	9889 Barrels.	
Bathurst,	64		Saint John,	11 & 153 Kits.	SHAD, Salted.
Richibucto,	487		Miramichi,	2	
Dorchester,	404		Dorchester,	1	
<i>Total,...</i>	2,800 Pieces.		<i>Total,...</i>	14 Barrels.	
Saint John,	3,533	SMALL POLES.	Saint John,	10	COD FISH, Pickled.
Miramichi,	224		Miramichi,	30	
<i>Total,...</i>	3,757 Pieces.		Caraquet,	267	
Saint John,	8	TREENAILS.	<i>Total,...</i>	307 Barrels.	
Caraquet,	7		Saint John,	20 Kits.	Cod Tongues and Sounds, pickled
Miramichi,	674		Caraquet,	9	
Dalhousie,	45½		<i>Total,...</i>	9 Brls. 20 Kits.	
Richibucto,	5		Saint John,	1177 8 Kits.	HERRINGS, Salted.
<i>Total,...</i>	739½ Mds.		Miramichi,	346	
Saint John,	100	HANDSPIKES.	Dalhousie,	—	
Miramichi,	995		Caraquet,	87	
Dalhousie,	48		<i>Total,...</i>	1610 Barrels.	
Richibucto,	272		Saint John,	7157	HERRINGS, Smoked.
<i>Total,...</i>	1415 Pieces.		Miramichi,	52	
Saint John,	6400	OARS.	<i>Total,...</i>	7209 Boxes.	
Miramichi,	200				
Dalhousie,	756				
Bathurst,	128				
Richibucto,	277				
<i>Total,...</i>	7761 Pieces.				

Staple Articles Exported from Saint John and its Out-Stations in 1842.—Continued.

Port.	Quantity Exported.	Description of Articles.	Port.	Quantity Exported.	Description of Articles.
Caraquet, Miramichi,	7000 1000	OYSTERS.	Miramichi,	2 Barrels.	BASS, Salted.
Total,...	8000 Bushels.		Miramichi,	24 Barrels.	EELS, Pickled.
Saint John,	— Gallons.	OIL, Bk. Whale.	Saint John,	1435 Hhds.	LIME.
Saint John, Caraquet,	33 500	OIL, Seal.	Saint John, Miramichi,	11 6	FURS.
Total,...	533 Gallons.		Total,...	17 Packages.	
Saint John,	— Gallons.	OIL, Sperm.	Saint John, Dalhousie,	5446 244	GRINDSTONES.
Saint John, Caraquet,	172 3678	OIL, Cod.	Caraquet, Dorchester,	4981 1200	
Total,...	3850 Gallons.		Total,...	11,871 Pieces.	
Saint John,	— Cwt.	WHALE BONE.	Bathurst,	67½ Tons.	MANGANESE.

*Custom House, St. John, N. B. 5th January 1843.*H. BOWYER SMITH, *Collector.*

PORT OF SAINT ANDREWS, NEW BRUNSWICK.

An Account of the Value of Imports and Exports for the Year ended 5th January 1843, as compared with the preceding Year.

	YEAR ENDED 5TH JANUARY 1842.			YEAR ENDED 5TH JANUARY 1843.		
	IMPORTS.			EXPORTS.		
British Goods from the U. Kingdom,	13,890	18	7	19,244	5	3
Other Goods from same place,.....	142	18	2	719	2	5
Other Goods from other places,.....	71,112	9	2	124,666	7	1
Total,.....	£85,146	5	11	144,629	14	9

*Custom House, St. Andrews, 24th February 1843.*ALEX. GRANT, *Collector.*

PORT OF SAINT STEPHEN, NEW BRUNSWICK.

An Account of Goods Imported and Exported at this Port during the Year ended 5th January 1843, as compared with the Year ended 5th January 1842.

	YEAR ENDED 5TH JANUARY 1842.			YEAR ENDED 5TH JANUARY 1843.		
	IMPORTS.			EXPORTS.		
United Kingdom,.....	2,470	6	10	1,999	12	6
British West Indies,.....	378	15	0	55,790	15	8
British North America,.....	5,165	13	9	5,360	11	6
United States,.....	15,610	7	10	0	0	0
Total,.....	£23,625	3	5	63,150	19	8

*Custom House, St. Stephen, 5th January 1843.*JNO. H. OVIATT, *Sub-Collector.*

PORT OF MAGAGUADAVIC, NEW BRUNSWICK.

An Account of the Value of all Goods Imported into and Exported from this Port for the Year ended the 5th January 1843, as compared with the preceding Year.

	YEAR ENDED 5TH JANUARY 1842.			YEAR ENDED 5TH JANUARY 1843.		
	INWARDS.			OUTWARDS.		
Great Britain,.....	0	0	0	2,226	6	3
Ireland,.....	0	0	0	696	15	0
British North American Colonies,....	261	4	4	1,870	7	6
British West Indies,.....	0	0	0	3,507	11	5
United States,.....	4,190	14	7	2,676	5	0
Total,.....	£4,451	18	11	10,977	5	2

*Custom House, Magaguadavic, 5th January 1843.*A. J. WETMORE, *Sub-Collector.*

PORT OF WELCHPOOL, NEW BRUNSWICK.

An Account and Value of Goods Imported and Exported from this Port for the Year ended 5th January 1843, compared with the Year ended 5th January 1842.

	YEAR ENDED 5TH JANUARY 1842.			YEAR ENDED 5TH JANUARY 1843.		
	INWARDS.	OUTWARDS.		INWARDS.	OUTWARDS.	
United Kingdom,.....	0 0 0	503 0 0		444 0 0	245 0 0	
British North American Colonies,....	1,067 0 0	951 10 0		1,238 0 0	1,338 10 0	
British West Indies,.....	0 0 0	4,906 10 0		0 0 0	5,887 13 6	
United States,.....	5,922 13 9	208 5 0		6,599 5 9	1,591 0 0	
Total,.....	£6,989 13 9	6,569 5 0		8,281 5 9	9,062 3 6	

Custom House, Welchpool, 5th January 1843.

D. BENNETT, Sub-Collector.

PORT OF SAINT JOHN, NEW BRUNSWICK.

An Account of the Number and Tonnage of Vessels Entered Inwards and Cleared Outwards at this Port and Out-Stations in the Year 1843.

Place from whence Entered, or to whence Cleared.		ENTERED INWARDS.			CLEARED OUTWARDS.		
		No.	Tons.	Men.	No.	Tons.	Men.
United Kingdom,	Saint John,	143	60,754	2,278	221	94,635	3,374
	Miramichi,	66	24,086	997	92	31,426	1,280
	Dalhousie,	36	14,067	547	51	20,116	768
	Bathurst,	5	1,073	55	10	2,261	101
	Caraquet,	2	405	19	1	270	10
	Richibucto,	14	5,412	199	25	10,795	350
	Dorchester,	2	805	25	12	3,451	128
	<i>Total,.....</i>	268	106,602	4,147	412	162,854	6,011
Guernsey and Jersey,	Caraquet,	1	112	8	1	187	11
British West Indies,	Saint John,	21	4,486	206	34	4,663	237
	Miramichi,	3	815	36	0	0	0
	Dorchester,	1	62	4	2	124	8
	<i>Total,.....</i>	25	5,363	246	36	4,787	245
British N. American Colonies.	Saint John,	754	38,305	2,757	727	34,216	2,738
	Miramichi,	194	12,559	796	180	9,042	683
	Dalhousie,	77	4,688	287	56	2,400	183
	Bathurst,	19	1,353	85	16	731	50
	Caraquet,	29	1,282	114	31	1,528	140
	Richibucto,	56	4,276	231	48	3,423	214
	Dorchester,	11	882	52	9	493	33
	Miramichi,	0	0	0	2	409	14
	<i>Total,.....</i>	1140	63,345	4,322	1,069	52,242	4,055
Foreign Europe,	Miramichi,	6	1,513	56	0	0	0
	Dalhousie,	2	548	20	0	0	0
	Bathurst,	1	269	9	0	0	0
	Caraquet,	2	136	15	3	248	21
	Richibucto,	1	269	8	0	0	0
	<i>Total,.....</i>	12	2,735	108	3	248	21
United States of America,	Saint John,	156	24,926	1,207	146	13,153	913
	Miramichi,	4	337	22	0	0	0
	Dalhousie,	4	1,769	68	0	0	0
	Dorchester,	8	830	41	0	0	0
	Richibucto,	1	479	19	0	0	0
	Saint John,	73	8,754	488	72	9,621	512
	Miramichi,	2	409	14	0	0	0
	<i>Total,.....</i>	248	37,504	1,859	218	22,774	1,425
British Poss. in Africa	Saint John,	1	121	7	2	240	16
	Dalhousie,	1	292	9	0	0	0
	<i>Total,.....</i>	2	413	16	2	240	16
Fyal, Mauritius, Cuba, Montevideo, Porto Rico, St. Peters, (F. Island,)	Saint John,	1	203	10	0	0	0
	Dorchester,	0	0	0	1	299	14
	Saint John,	2	1,020	43	0	0	0
	Do.	0	0	0	1	154	9
	Do.	1	71	8	1	71	8
	Richibucto,	1	60	2	0	0	0
	<i>Total,....</i>	1704	217,891	10,794	1,744	243,856	11,815

Cleared for the Fisheries at St. John, 84 Vess. 1,738 Tons, 298 Men. Do. for Whaling Voyages, 2 Vess. 447 Tons, 44 Men.

Custom House, St. John, N. B. 5th January, 1843.

H. BOWYER SMITH, Collector.

PORT OF SAINT ANDREWS, NEW BRUNSWICK.

An Account of Vessels Entered Inwards and Cleared Outwards in the Year ended 5th January 1843, as compared with the preceding Year.

	YEAR ENDED 5TH JANUARY 1842.						YEAR ENDED 5TH JANUARY 1843.					
	INWARDS.			OUTWARDS.			INWARDS.			OUTWARDS.		
	No.	Tons.	Men	No.	Tons.	Men	No.	Tons.	Men	No.	Tons.	Men
United Kingdom,.....	20	7,762	289	30	10,828	385	18	6,521	233	38	13,600	497
British West Indies,.....	121	23,249	1013	202	39,804	1702	103	18,614	81	136	25,340	1074
British North America,..	182	10,978	660	156	5,868	439	137	8,946	531	117	4,891	370
Foreign Europe,.....	3	1,333	44	0	0	0	1	223	10	0	0	0
United States,.....	454	18,020	1294	293	12,931	834	375	19,801	1245	236	11,797	746
Foreign West Indies,....	7	1,668	71	1	99	9	6	2,028	70	1	158	12
Africa,.....	1	238	10	0	0	0	0	0	0	0	0	0
Total,.....	788	63,248	3381	682	69,537	3369	640	56,133	2890	528	55,786	2699

Custom House, St. Andrews, 24th February 1843.

ALEX. GRANT, *Collector.*

PORT OF SAINT STEPHEN, NEW BRUNSWICK.

An Account of Vessels Entered Inwards and Cleared Outwards in the Year ended 5th January 1843, as compared with the Year ended 5th January 1842.

	YEAR ENDED 5TH JANUARY 1842.						YEAR ENDED 5TH JANUARY 1843.					
	INWARDS.			OUTWARDS.			INWARDS.			OUTWARDS.		
	No.	Tons.	Men	No.	Tons.	Men	No.	Tons.	Men	No.	Tons.	Men
United Kingdom,.....	4	1,538	53	2	1,196	41	3	808	29	7	2,811	92
British West Indies,.....	72	13,265	568	116	22,173	922	61	10,330	453	88	17,076	700
including Demerara, Barbice, and Bermuda,												
British North America,..	79	4,826	286	64	2,553	190	65	4,757	262	56	2,857	191
including Newfoundland,												
United States, (Br.Ves.)	0	0	0	1	331	13	1	43	3	0	0	0
Total,.....	155	19,629	907	183	26,253	1166	130	15,938	747	151	22,744	983

Custom House, St. Stephen, 5th January 1843.

JNO. H. OVIATT, *Sub-Collector.*

PORT OF MAGAGUADAVIC, NEW BRUNSWICK.

An Account of the Number and Tonnage of Vessels Entered and Cleared at this Port in the Year ended the 5th January 1843, as compared with the preceding Year.

	YEAR ENDED 5TH JAN. 1842.				YEAR ENDED 5TH JAN. 1843.			
	INWARDS.		OUTWARDS.		INWARDS.		OUTWARDS.	
	No.	Tons.	No.	Tons.	No.	Tons.	No.	Tons.
Great Britain,.....	0	0	6	1702	1	384	4	1126
British Colonies,.....	19	767	35	2312	14	784	20	1761
United States,.....	24	1858	23	1379	23	1797	27	2039
Total,.....	43	2625	64	5393	38	2965	51	4926

Custom House, Magaguadavic, 5th January 1843.

A. J. WETMORE, *Sub-Collector.*

PORT OF WELCHPOOL, NEW BRUNSWICK.

An Account of the Number and Tonnage of Vessels Entered Inwards and Cleared Outwards the Year ended 5th January 1843, compared with the Year ended 5th January 1842.

	YEAR ENDED 5TH JAN. 1842.				YEAR ENDED 5TH JAN. 1843.			
	INWARDS.		OUTWARDS.		INWARDS.		OUTWARDS.	
	No.	Tons.	No.	Tons.	No.	Tons.	No.	Tons.
United Kingdom,.....	1	329	1	324	1	459	1	142
British North American Colonies,.....	17	672	18	369	13	797	19	779
British West Indies,.....	8	1852	11	2479	11	2618	8	1852
United States,.....	38	6457	39	6409	31	5624	36	6342
Total,.....	64	9310	69	9581	56	9498	64	9115

Custom House, Welchpool, 5th January 1843.

D. BENNETT, *Sub-Collector.*

PORT OF SAINT JOHN, NEW BRUNSWICK.

An Account of the Number of Vessels belonging to this Port on 31st Dec. 1843.

Year and No. of Certificate of Registry.	Names of Vessels.	Owners when Account was made up.	TONNAGE.		Men & Boys.
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
1825 No. 38	Crown,	Jacob Bradshaw and W. Vail,	37		3
154	Salmon River,	Duncan Weir and Thomas Elder,	67		3
162	Farmer's Industry,	George Maclean & John Ferries,	106		3
1827 38	Ploughboy,	John Wilson,	100		3
95	Will Watch,	Francis and John Leavitt,	27		4
108	Hope,	George and James Spence,	46		3
1828 24	Dove,	Matthew Jackson,	38		3
35	Farmer's Industry,	George and James Prince,	59		3
37	Ruth,	John Best and others,	59		3
1829 42	Lord Nelson,	John Mott,	81		3
1830 9	Martin,	W. P. Scott and C. Banifer,	33		3
36	George,	George Smith & Richard Stillwel,	117		3
56	Frederick,	S. Wiggins and Son,	468		16
1831 28	Charlotte Harriett,	W. Simpson and Peter Rubin,	45		2
69	Mary Ann,	J. E. Wells,	50		2
1832 21	Comet,	James Kirk,	223		9
22	Zealous,	William M'Aulay,	20		3
56	Martha Grace,	J. Colhoon, Jun. and others,	95		3
63	Mary,	Joseph Steres,	44		3
72	Margaret Rait,	C. C. Stewart,	308		30
79	Industry,	James Storkford,	57		3
88	Wakefield,	John Hammond,	608		25
1833 15	Messenger,	T. H. Black,	38		3
32	Lady of the Lake,	William Clark,	23		2
43	James Stewart,	C. C. Stewart,	386		32
59	Sarah,	William Rasey,	44		2
60	Conqueror,	David Williams,	80		3
68	Five Sisters,	Jacob Haviland,	67		3
76	Rob Roy,	John Robertson,	125		7
1834 2	Swan,	William Dunham,	31		3
3	Two Sons,	John Stevenson Miller,	51		2
7	Trial,	William Mackay,	53		3
11	Samuel,	S. Wiggins and others,	559		21
15	Norna,	Thomas Moses,	25		2
48	Perseverance,	H. Betts and J. Adams,	16		2
71	Albion,	S. S. and J. Nichols,	71		4
91	Elizabeth Bentley,	N. S. Demill,	543		19
95	Albion,	John Hammond,	687		27
1835 18	Mary Ann,	J. Stephens and W. Kay,	75		3
22	Margaret,	J. and D. Campbell,	47		3
37	Evergreen,	John Hammond,	574		20
39	Charlotte,	James Kirk,	603		22
65	Eunice,	James Hughes and others,	102		3
76	Royal George,	James Whelpley,	74		3
77	Industry,	John Gilland,	56		3
81	Boyne,	John Wilson and Robert Spea,	28		2
87	Challenger,	J. D. Warden and S. Huestis,	70		3
95	Favorite,	J. Paterson and C. Dingee,	31		2
97	Pearl,	S. Wiggins and Son,	399		18
111	Eliza,	James Ellis,	15		2
1836 1	Edwin Botsford,	J. Beaty, Jun. and others,	70		3
6	Glasgow,	Owens and Duncan,	611		20
Carried forward,			8249		375

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and No. of Certificate of Registry.	Names of Vessels.	Owners when Account was made up.	TONNAGE.		Men & Boys.	
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.		
1836		<i>Brought forward,.....</i>	8249		375	
	16 Diligence,	J. Hamm and E. Ratchford,	62		3	
	39 Mechanic,	Thomas Nisbet and others,	399		22	
	42 William Boothby,	Henry Smith and others,	133		6	
	43 Mary,	Christopher Boltenhouse & others,	96		3	
	59 Hero,	Joseph Bulyer and others,	77		3	
		<i>Total Old Tonnage,....</i>	9016	9016	412	
	64 Salisbury,	R. Russel and A. Wright,	40	28	2	
	67 Calcutta,	James Kirk,	646	733	23	
	70 Wickham,	A. Bulyer and J. Read,	35	35	3	
	76 Charles C. Stewart,	Seeley, Reed and others,	14	14	2	
	78 True Blue,	George Hewitt,	8	8	2	
	87 Mink,	R. Trafton,	27	21	2	
	97 Norval,	James M'Lean,	34	26	3	
	99 Francis,	S. Wiggins and Son,	683	775	24	
	107 Triumph,	E. Waters and J. Erb,	83	83	3	
	112 Ann Hall,	James Kirk,	774	774	20	
	113 Atlantic,	Owens and Duncan,	678	785	24	
	1837	116 Betsey,	James Calhoon,	47	47	2
119 Friends,		John Smith,	73	73	3	
12 Mary Caroline,		William Jarvis,	684	736	23	
23 Hannah,		Henry Platt Whitney,	25	25	2	
25 Palendar,		Samuel Kierstead and others,	88	37	3	
26 Antelope,		Thomas Robinson and others,	64	34	3	
36 Vineyard,		Daniel Allan and others,	124	56	3	
38 Prospect,		John Laughton and others,	27	19	2	
40 Pacific,		Saint John Whale Company,	348	347	32	
48 Union,		George Price and others,	37	37	3	
57 Clyde,		James Kirk,	651	711	24	
71 Ray,		John Anderson,	98	74	5	
79 William,		William Boultenhouse and others,	131	97	5	
81 Lark,		Barzillia Godsoe,	13	13	2	
84 Rosalie,		Henry Nice,	30	30	2	
92 William Henry,		Elias Scribner,	48	32	2	
97 Eagle,		Owens and Duncan,	696	743	24	
105 Sunbury,		A. P. Bulyea,	116	50	2	
117 John Bentley,		N. S. Demill,	743	784	24	
124 Lady of the Lake,		Peters Yeamans,	151	62	2	
126 Edyth Ann,		John Reed and others,	17	17	2	
128 Allegro,		E. D. W. Ratchford,	226	160	7	
136 Nova Scotia,		Annapolis St. Bt. Comp. & others,	165	84	10	
141 Flight,		W. and L. Colwell,	28	19	2	
143 Defiance,		Henry Evans,	58	32	2	
1838		11 John and Mary,	J. and C. Kay,	37	37	3
		13 Chance,	Joseph Coram,	22	22	3
	14 British Queen,	William Hammond,	570	534	18	
	16 Lord Byron,	Henry Evans,	121	48	3	
	21 Hope,	Charles Adam,	14	14	2	
	29 Mary Catherine,	Joseph Oliver,	32	32	3	
	36 Saint Martins,	D. S. and T. Vaughan,	541	573	18	
	38 Pique,	C. and W. Saunders,	63	41	3	
	42 Margaret,	D. and P. Hatfield,	67	67	3	
	45 Pearl,	W. Boltenhouse and others,	46	30	3	
		<i>Carried forward,.....</i>	18,239	18,015	770	

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and No. of Certificate of Registry.	Names of Vessels.	Owners when Account was made up.	TONNAGE.		Men & Boys.
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
		<i>Brought forward</i> ,.....	18,139	18,215	770
1838	46 Lucy Ann,	William Mills,	27	21	3
	51 Dove,	George Maclean and others,	70	70	4
	93 Rising Sun,	Ebenezer Anderson,	44	31	3
	97 Delight,	David Mason and others,	78	33	3
	100 Robert Ellis,	N. and W. Spence,	60	39	3
	101 Robin,	Stephen Foster,	16	9	2
	115 Isabella,	Robert Appleby and others,	117	50	3
	57 Dolphin,	John and Ezra Brundage,	111	47	3
	58 Sophia,	John Robertson,	625	622	21
	60 Peruvian,	C. Davis and E. Goram,	94	49	4
	68 Coronation,	John Robertson,	697	740	25
	73 Thetis,	John Hammond,	836	804	25
	74 Louisa,	J. Pollok and D. Currier,	111	53	3
	77 Alexander Edmond	John Wishart,	693	717	25
	78 Monarch,	H. and B. Seely,	88	41	3
	81 William,	N. Smith and John Cochran,	49	49	3
	85 Boxer,	Thomas Mason,	82	39	3
	86 Argyle,	Archibald Maclean,	112	52	3
	88 Dove,	W. and N. Bennett and others,	34	28	3
	117 Timandra,	T. Lawrence and others,	202	202	10
	120 William the Fourth	Robert Douglas,	121	59	3
	121 Clarence,	John Ward and Sons,	272	237	12
	134 Chieftain,	Charles Brown and others,	85	41	3
	138 Regulator,	W. Smith and J. Fairweather,	128	71	4
	142 Sarah Ann,	Richard Wilson,	88	60	4
	143 Orbit,	James Kirk,	680	750	25
	148 Earl Grey,	Matthew Taylor and J. Waters,	72	72	3
	160 Dolphin,	Jonathan Anderson,	50	50	3
1839	8 Sally Walker,	W. Weldon and R. Peters,	82	38	3
	9 William Henry,	A. Becket,	36	16	3
	16 Emerald,	S. Wiggins and Sons,	643	731	21
	21 Hero,	William Cox,	21	21	3
	22 William M.	O. and D. Copp,	76	32	3
	29 Union,	J. Haviland and N. Stilwell,	114	57	3
	30 Saucy Jack,	William Hughson,	77	77	4
	32 Thomas Lowden,	John M'Carron,	68	47	3
	39 Grace,	George Parker and others,	48	34	3
	44 Odessa,	D. Vaughan and others,	316	324	10
	55 Brothers,	D. T. and S. Vaughan,	70	51	3
	59 Woodstock,	James Kirk,	499	521	12
	61 P. I. Nevius,	Solomon Hersey,	134	123	5
	62 Augusta,	Andrew Newcomb,	15	12	3
	63 Petrel,	J. M. H. N. and E. Brown,	35	21	3
	71 Morning Star,	John Marshall,	7	6	2
	76 Independence,	Charles Maclean,	99	99	4
	77 Morning Star,	George Elkin,	127	54	3
	80 Duncan,	R. and D. Robertson,	446	443	12
	87 Thomas,	Francis Wilson,	84	84	4
	91 Rose,	J. Christopher and others,	17	10	2
	92 Seaflower,	A. and J. Stewart,	116	50	3
	95 William Sprague,	C. Boltenhouse and others,	110	73	4
	99 Relief,	Daniel Brundage,	11	10	2
	117 Good Intent,	E. Briggs and others,	64	64	3
		<i>Carried forward</i> ,.....	27,196	26,049	1100

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and No. of Certificate of Registry.	Names of Vessels.	Owners when Account was made up.	TONNAGE.		Men & Boys.
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
		<i>Brought forward</i> ,.....	27,196	26,049	1100
1839 120	Lady Campbell,	Ezekiel Barlow,	57	33	3
131	Mary,	James Lloyd,	15	10	2
133	Java,	Whale Fishing Company,	421	419	12
140	Harp,	J. T. Robertson and others,	182	132	6
146	Napoleon,	Robert Califf,	133	84	3
147	Wave,	Robert Chestnut,	128	61	4
149	Resolute,	C. E. Belyea and George Taylor,	108	50	3
152	Rose,	James Clark and others,	42	42	3
155	Planet,	M. B. Almon,	170	131	5
156	General Wolfe,	J. Foster and J. Peck,	37	37	3
159	Favorite,	W. and J. Fanjoy,	114	52	4
166	Gen. John Coffin,	S. Black and J. Hackerley,	68	68	4
169	Margaret,	William Hughson,	64	30	3
171	Emeline,	W. Doherty, Jun.	79	66	4
173	Pilgrim,	Ralph Beatty and others,	16	16	3
174	Victory,	Henry Williams and J. Weldon,	73	73	4
175	Eugenia,	Abraham B. Thorne,	218	193	7
1840 4	Sir John Harvey,	J. Brown and J. R. Sweet,	50	38	3
11	Enterprise,	Samuel Scovill,	91	38	3
22	Three Brothers,	Robert Speer,	59	59	4
23	Norna,	William Clements,	33	33	3
28	Sarah Jane,	Thomas Keillor and others,	78	48	3
29	Tanner,	William Mitchell,	111	54	4
30	Highland Mary,	John S. Lyon,	98	51	4
36	Loveina,	R. and W. Dixon,	17	14	2
37	Addington,	John Kerr and Company,	160	160	6
38	Thistle,	Andrew Crookshank Otty,	49	22	3
40	Trial,	Patrick Comerford,	36	19	3
41	Blanch,	G. Miller and J. Giggey,	86	38	3
47	Two Sons,	N. Whelpley and others,	75	75	4
51	Rio Janeiro,	Edward Carvell and others,	84	34	3
58	Primrose,	John Montgomery and others,	92	42	3
59	Martin,	James Drake,	30	30	3
63	Milford,	William Russell,	25	25	3
67	Novelty,	Kirk, Wishart and Wiggins,	187	187	8
68	John Ward,	Do. do.	144	144	7
69	Water Witch,	Do. do.	87	87	4
80	Sisters,	George W. Masters,	91	64	4
86	Nimble,	Mary Shannon,	28	28	3
90	Victory,	John Beaumont, Jun.	49	49	3
91	Saint Mary,	John Hammond,	152	128	6
94	Aurora,	James Fitzgerald,	101	51	4
99	Chronicle,	James Edward Chipman,	192	138	5
100	Belmont,	S. Wiggins and Son,	964	938	27
102	Royal Albert,	William Hughson,	107	47	4
103	Loyal,	R. G. Moran and others,	165	146	6
109	Mayflower,	Bernard Gallacher,	14	9	2
112	Robert,	John Smith,	42	25	3
116	Prince William,	B. and C. Bulyea,	78	34	3
123	Margaret,	James Rogers,	46	33	3
125	Maria,	George King and F. Wane,	80	44	3
126	Wasp,	G. L. Lovett and F. Leavitt, Jun.	118	94	5
127	Margaret,	John Kinney,	26	20	3
		<i>Carried forward</i> ,.....	32,964	30,592	1333

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and No. of Certificate of Registry.	Names of Vessels.	Owners when Account was made up.	TONNAGE.		Men & Boys.
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
		<i>Brought forward</i> ,.....	32,964	30,592	1333
1840	129 Superior,	Joseph Sandall and others,	36	36	3
	130 Conqueror,	E. Barlow and others,	127	58	4
	132 Mary Catherine,	John Clements,	11	8	2
	133 Montrose,	John Wishart,	642	699	21
	135 Defiance,	J. Worden and S. Wheaten,	110	52	4
	136 William & Helen,	Gideon Woodworth,	19	14	2
	137 William Wallace,	Thomas Bisset,	56	56	3
	141 Eleanor Jane,	R. D. Wilmot and others,	91	53	3
	144 Hillsborough,	Henry Steves,	76	64	4
	145 Oromocto,	John Robertson,	569	610	18
	146 Quebec Packet,	James Carson,	513	552	16
	149 Brothers,	Ebenezer Anderson,	37	26	3
	152 Hornet,	James Theall,	80	80	4
	153 Gannet,	William Simpson,	67	51	3
	158 Acadian,	William Vaughan,	66	46	3
	159 Speed,	Stephen Wiggins and Son,	975	1010	26
	161 Leading Star,	J. Wasson and T. Flower,	113	58	4
	163 Elizabeth,	Benjamin Wilbur,	54	35	3
	166 British Queen,	Samuel Holder,	98	98	4
	167 Dolphin,	John Scott and W. Speers,	17	10	2
	168 Mary Ann,	D. W. Craft,	44	44	3
	169 Perthshire,	John Robertson,	805	846	24
	170 Britannia,	John Montgomery and others,	89	45	3
	173 Shamrock,	George Maclean,	129	59	4
	176 Superior,	E. Briggs and others,	145	59	4
	177 Barbara Ann,	Joseph Atkinson,	151	137	6
	180 Avon,	John Ward and Sons,	882	1013	24
	181 Mary Caroline,	Samuel Watts,	44	23	3
	185 Harmony,	S. Wiggins and J. Jameson,	871	832	20
	189 Calliope,	John Pollok,	627	671	18
	191 William A. Black,	G. A. Munro and J. Wallace,	313	319	9
	194 Morning Star,	W. S. Scrafton,	17	9	2
	195 Ophir,	John Calhoon, Jun.	61	34	3
	198 Enterprise,	G. A. Munro and others,	134	56	3
	199 Union,	J. Brundage and W. Waters,	34	34	3
	200 Trader,	J. and J. E. Giggey,	84	34	3
1841	3 Lotus,	John Pollok,	778	872	26
	4 Royal William,	William M'Cannon,	277	277	9
	9 Mary Eliza,	J. Waters, Sen. & J. T. Kennedy,	59	26	3
	11 Victoria,	Abraham Holder,	78	34	3
	18 Princess Royal,	Alexander Rankin,	1024	1109	30
	19 Victoria,	Walter Ponsford,	50	34	3
	21 Fredericton,	Akerley, Merritt and Fisher,	134	134	8
	23 Lady Washington,	<i>De nova</i> , No. 19, 1842,	—	—	—
	24 Nelson,	H. and T. Trott,	71	33	3
	26 Woodlands,	Lawrence Johnston,	100	57	3
	28 Jane,	James Isaac Evens,	51	30	3
	30 Prince Albert,	N. Whelpley,	119	53	3
	35 Lavinia,	J. and W. Calhoon,	68	46	3
	41 Norval,	J. Pollok and J. Clark,	124	42	3
	43 Lady Douglas,	Thomas Bisset,	84	40	3
	47 Charles,	J. Gerow and James Clarke,	47	47	3
	50 James Hay,	Daniel Leavitt,	153	121	4
		<i>Carried forward</i> ,.....	44,970	41,378	1707

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and No. of Certificate of Registry.	Names of Vessels.	Owners when Account was made up.	TONNAGE.		Men & Boys.
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
		<i>Brought forward,.....</i>	44,970	41,378	1707
1841	53 North America,	James Whitney,	295	208	7
	54 Primrose,	James Kirk,	477	533	15
	56 Saint Patrick,	William Hughson,	753	830	20
	57 Maid of the Mist,	James Whitney,	100	100	6
	58 Meteor,	James Whitney,	96	59	4
	59 Princess,	D. H. S. and T. Vaughan,	479	507	15
	60 Westmorland,	M. G. Walker,	279	279	9
	61 Victory,	John Evans,	121	53	4
	65 Themis,	W. and J. Olive and others,	998	1004	25
	68 Mary Ann,	Patrick Mullooney,	30	25	3
	74 Margaret Trynor,	R. Jardin and R. Martin,	81	51	3
	75 May Flower,	J. W. Paddington and others,	85	43	3
	77 Canada,	John Pollok,	744	809	20
	78 Victory,	J. Tiner and B. Dean,	71	71	4
	84 Deborah,	Charles T. Vail,	83	39	3
	85 Jas. & Mary Sinnot,	John Pollok,	483	534	15
	87 Samuel,	J. and G. Wasson,	114	53	4
	90 Hound,	George Thomas,	20	11	2
	92 Norman,	James Alexander,	14	14	2
	93 Ida,	George A. Munro,	167	150	4
	96 Miracle,	John Pollok,	567	627	18
	98 Sylph,	John Galt Smith,	182	155	5
	99 Saxe Gotha,	James Whitney,	131	90	4
	101 Racer,	Adam and Davidson,	250	257	8
	103 Mary,	William Doherty, Jun.	137	113	4
	107 South Esk,	John Wishart,	245	246	8
	109 Only Daughter,	Peter M'Nichol,	36	36	3
	110 Ellerslie,	John Pollok,	665	734	18
	112 William Carson,	Edward L. Thorne,	246	210	8
	113 Sisters,	Crookshank and Walker,	745	851	24
	116 Lark,	M. Dealy and D. Roney,	19	15	3
	121 Duke of York,	James Whelpley,	90	38	3
	122 Maranham,	S. Wiggins and Son,	447	453	12
	125 Teazer,	John Mullin,	75	75	3
	126 Belle of Maitland,	J. and T. Robertson,	159	121	4
	128 Peruvian,	St. John Whale Fishing Company,	374	374	10
	129 British Tar,	A. Cain and J. W. Peck,	88	88	3
	130 Intrepid,	H. Chubb and J. S. Bedell,	50	31	3
	131 Mary B.	O. Copp,	25	18	2
	132 Peru,	J. and J. Calhoon,	88	63	3
	133 Rising Sun,	William Hughson,	123	57	3
	134 Brunswick Lyon,	J. A. Lyon,	112	52	3
	135 Isabella,	James Robson,	34	22	2
	137 Champion,	J. C. Lawson and T. H. Broad,	72	72	3
	145 Flora,	S. and A. B. Holder,	112	63	3
	146 Tripoli,	G. W. and D. Oliver,	63	44	2
	147 John Robert,	J. and B. Bulyea,	80	80	3
	148 Alva,	T. E. Millidge and W. Davidson,	381	459	12
	149 Henry Hood,	John Pollok,	298	310	10
	150 Marq. of Abercorn,	R. D. Wilmot,	334	342	10
	153 British Union,	A. and W. Reece,	125	55	3
	154 Sussex,	J. E. Goram and others,	81	42	2
	155 Borneo,	John Ward and Sons,	707	758	0
		<i>Carried forward,.....</i>	57,301	53,702	2097

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and No. of Certificate of Registry.	Names of Vessels.	Owners when Account was made up.	TONNAGE.		Men & Boys.
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
		<i>Brought forward,.....</i>	57,301	53,702	2097
1841	156 Royal Tar,	Malcolm M'Kenzie,	78	34	2
	157 George Gordon,	James Smith,	18	18	2
	160 James and Thomas	B. Fanjoy and J. Watson,	66	66	3
1842	1 Abeona,	N. Merritt,	411	448	14
	6 Pilgrim,	James Thomson,	21	21	2
	8 Lady Colebrooke,	Mayor, Aldermen and others,	104	71	4
	9 Victoria,	Mayor, Aldermen and others,	104	71	4
	10 Ida,	T. Leavitt and S. Howard,	158	120	5
	11 New Zealand,	William Carvill,	653	730	24
	13 Lady Caroline,	William Hammond,	333	355	12
	14 Fly,	Samuel Baker,	53	32	2
	15 Enterprize,	John Edgett, Junior,	61	38	2
	16 Ruby,	A. Wright and John Irving,	68	43	3
	17 Mechanic,	Patrick Dormady,	33	33	2
	18 Infanta,	T. E. Millidge and W. Carvill,	172	151	7
	19 Lady Washington,	John Mackay,	34	34	2
	20 Danube,	J. and T. Berry,	129	110	5
	22 Eliza Anne,	John Pollok,	662	733	24
	23 John Boynton,	D. Melvin and J. Berry,	101	82	4
	24 Scotia,	William Davidson,	66	66	3
	25 Enchantress,	John Pollok,	754	833	26
	26 New Brunswick,	New Brunswick Steam Boat Com.	279	146	6
	28 Union,	W. H. and A. Bradshaw,	56	42	3
	29 William & Thomas,	W. Scott and others,	113	97	4
	34 Caroline,	William Hughson,	66	31	2
	32 Isabella,	W. Grant and others,	17	11	2
	33 Traveller,	James Whelpley,	95	54	3
	34 Dart,	R. Robertson and others,	64	36	2
	35 Argent,	J. and R. G. Moran,	221	188	7
	38 Syrene,	Harris and Allan,	142	129	5
	40 Neptune,	J. E. Wells,	71	41	2
	41 Harp,	Charles Camp,	59	31	2
	43 Persian,	John Robertson,	505	598	12
	44 Collector,	Sancton and Crookshank,	68	54	3
	45 Augusta,	E. J. Hutchins,	512	599	12
	46 Lord Wellington,	James Kirk,	702	732	20
	47 William,	Sancton and Crookshank,	52	39	2
	48 Julia Ann,	Charles Barnes,	26	13	2
	49 Experiment,	T. M'Avity and Company,	52	21	3
	50 Teaser,	Thomas Bell,	41	41	3
	51 Nevermind,	Thomas Hillyard,	13	8	2
	52 William Botsford,	Stephen Binney,	516	554	11
	53 Union,	J. M'Lauchlan and J. Beatty,	55	37	2
	54 Lark,	Francis Aymer,	12	7	2
	55 Kathleen,	James Kirk,	198	176	8
	56 Canning,	John Wishart,	208	190	8
	58 Dove,	John Morrell,	16	11	2
	59 Wellington,	William Pitt Scott,	173	151	6
	60 Fame,	Robert Melvin and others,	115	99	4
	61 Mary,	Edward L. Jarvis,	213	188	6
	64 Douglas,	James Kirk,	542	635	18
	65 Commerce,	S. Reece and T. Cox,	125	58	3
	66 Panope,	John Steedman,	179	160	8
		<i>Carried forward,.....</i>	66,586	62,968	2424

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and No. of Certificate of Registry.	Names of Vessels.	Owners when Account was made up.	TONNAGE.		Men & Boys.
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
		<i>Brought forward</i> ,.....	66,586	62,968	2424
1842	67 Rising Sun,	W. Hughson and G. Morrow,	129	60	3
	68 Crown,	W. H. Scovill,	307	350	10
	69 William Ward,	James Smith,	706	752	24
	70 Lavinia Clark,	S. Clark and others,	75	51	3
	71 Duke of Wellington	C. and G. Merritt,	364	388	12
	72 Rebecca,	C. and G. Merritt,	257	251	10
	74 Ceylon,	J. Adam and W. Davidson,	332	350	12
	75 Margaret,	C. Graham and H. Worden,	86	42	2
	76 Dolphin,	William Elkin,	110	55	3
	78 Challenge,	Robert Appleby,	100	63	4
	79 Speedwell,	S. F. Farris and others,	112	53	3
	80 Warrior,	E. H. Huggins,	217	204	9
	81 Helen,	Lawrence Halcrow,	49	33	2
	82 Carleton,	W. H. Craft and W. C. Dunham,	93	42	3
	83 Severn,	John Steadman,	540	575	18
	84 Peru,	E. L. Jarvis and others,	191	160	8
	85 Lesmahagou,	William Hammond,	661	742	24
	86 Mozambique,	Sam. Gardener and others,	399	399	12
	87 John L. Blake,	E. W. Flaglor and Geo. Morrow,	102	102	5
	88 Eliza Jane,	John Evans,	92	52	3
	89 Eliza,	Marvin Daniels,	53	33	2
	90 Evergreen,	E. L. Jarvis and S. Wheaten,	117	68	4
	91 Hector,	William Vanwart,	64	29	2
	92 Richmond,	R. D. Wilmot,	92	51	3
	93 Delhi,	Adam and Davidson,	321	342	12
	94 Cynthia Ann,	J. B. and R. Boultenhouse,	205	224	10
	95 Perseverance,	B. Armstrong,	82	82	4
	96 British Crown,	William Parks,	70	53	2
	97 Eagle,	James Gerow, Jun. and Sen.	106	54	2
	98 Lark,	N. Locke and others,	61	35	2
	99 Fly,	G. S. Mackenzie,	16	6	2
	100 Herald,	James Whitney,	148	136	8
	101 Pandora,	W. and J. Lawton,	630	722	24
	102 Temperance,	John Ward,	15	15	2
	103 Comet,	James Whitney,	120	82	5
TOTAL,..... 402 existing Vessels—			73,608	69,624	2678

Custom House, St. John, N. B. 2d February 1843.

H. BOWYER SMITH, Collector.

PORT OF MIRAMICHI, NEW BRUNSWICK.

An Account of the Number of Vessels belonging to this Port on 31st Dec. 1842.

Year and Number of the Certificate of Registry.	Names of Vessels.	TONNAGE.		Men & Boys.
		Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
1828	No. 2 Trial,	14		3
	7 Industry,	18		3
1829	1 Esperance,	26		3
	3 Brothers,	17		2
	4 Perseverance,	13		2
	13 Mary,	37		4
<i>Carried forward</i> ,.....		125		17

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and Number of the Certificate of Registry.		Names of Vessels.	TONNAGE.		Men & Boys.
			Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
		<i>Brought forward</i> ,.....	125		17
1829	18	Odd,	35		3
	19	Jane,	91		4
1830	6	Margaret,	15		2
	7	Margaret,	12		2
1831	4	Comet,	32		3
	7	Isabella,	24		2
	8	Musca,	21		4
	9	Musquito,	52		6
1832	2	Perseverance,	38		3
1833	1	Good Intent,	27		3
	4	Venus,	36		3
	11	Beaver,	17		2
1834	12	Trial,	36		4
	16	Surprise,	20		3
1835	1	Rebecca,	34		3
	6	Annabella,	42		3
	9	Cousins,	22		3
	11	Elizabeth,	89		5
	13	Supurb,	25		3
	14	Huldah,	19		2
	15	Victoria,	21		3
	17	Triumph,	45		3
1836	6	Harriet,	22		3
	9	Temperance,	44		3
		<i>Total, Old Tonnage</i> ,....	944	944	92
1837	3	Mariner,	29	22	4
	16	Margaret,	33	27	3
	20	Angelique,	33	23	3
	24	Mary,	48	40	3
	26	Tiger,	114	103	6
1838	1	Saint Patrick,	23	14	3
	2	Charlotte,	20	15	3
	3	Eliza Ann,	73	62	6
	7	Sovereign,	14	9	2
	18	Rambler,	77	50	6
	19	Jane,	33	22	4
	20	Industry,	38	21	4
1839	2	Greyhound,	34	18	3
	14	Sea Flower,	56	48	2
	18	Jane,	27	20	3
	22	Sylph,	140	123	9
	27	Esperance,	16	10	3
	31	Susan,	299	340	12
1840	3	Dolphin,	33	22	3
	4	General Wolfe,	28	16	3
	7	Relief,	39	22	3
	11	Importer,	697	734	30
	13	Messenger,	598	586	18
	20	Margaret,	17	13	2
	23	Mary,	18	15	2
	26	Margaret,	156	127	6
1841	2	Victoria,	18	11	2
		<i>Carried forward</i> ,.....	3,665	3,457	240

An Account of the existing Shipping on 31st December 1842.—Continued.

Year and Number of the Certificate of Registry.	Names of Vessels.	TONNAGE.		Men & Boys.
		Per Act 3 & 4 W. 4.	Per Act 5 & 6 W. 4.	
	<i>Brought forward,.....</i>	3,665	3,457	240
1841	4 Elizabeth,	36	28	3
	6 Morning Star,	507	619	20
	12 Hannibal,	479	583	19
	13 Three Brothers,	33	33	3
	16 Laurel,	726	779	30
	17 Jane Lowden,	500	581	19
	21 Wallace,	719	810	30
	22 British Princess,	406	462	18
	25 Mecca,	251	257	14
	28 Sympathy,	67	59	3
	35 Peru,	202	205	13
1842	1 Rose,	23	14	2
	3 Frances,	137	136	8
	4 Providence,	29	21	3
	5 Miscou,	58	40	4
	6 Good Intent,	496	593	24
	7 Hope,	46	40	4
	9 Wellington,	575	710	30
	10 Creole,	20	12	2
	11 Sisters,	18	14	2
	12 Mary,	39	27	3
	13 Surprise,	24	17	3
	14 Zenoni,	547	591	24
	16 Grampion,	723	775	30
	17 Yorkshire,	658	808	30
	18 Rienzi,	569	674	26
	19 John Jardine,	507	599	24
	20 Hamilton,	589	639	25
	21 Melvina,	212	188	7
	23 Buctouch,	232	285	14
TOTAL,..... 87 existing Vessels,—		13,083	14,056	677

PORT OF SAINT JOHN, NEW BRUNSWICK.

An Account of the Number of New Vessels Registered at this Port and Miramichi, and also the Number of New Vessels for which Certificates have been granted for Owners in the United Kingdom, during the Year ended 31st December, 1842.

Vessels Names.	Rig.	Where Built.	TONNAGE.	
			5 & 6 W. 4, cap. 56. New.	3 & 4 W. 4, cap. 56. Old.
Experiment,	Steamer,	N. B.	21	52
Lady Colebrooke,	"	....	71	104
Victoria,	"	....	71	104
New Zealand,	Ship,	....	730	653
Lady Caroline,	Barque,	....	355	333
Infanta,	Brig,	N. S.	151	172
Danube,	Brigantine,	N. B.	110	129
Ellen,	Schooner,	....	81	109
Eliza Anne,	Barque,	....	733	662
John Boynton,	Schooner,	....	82	101
Enchantress,	Ship,	....	833	754
Ellen and Margaret,	Schooner,	....	148	158
<i>Carried forward,.....</i>			3,386	3,331

An Account of the existing Shipping on 31st December 1842.—Continued.

Vessels Names.	Rig.	Where Built.	TONNAGE.	
			3 & 4 W. 4, cap. 55. Old.	5 & 6 W. 4, cap. 56. New.
<i>Brought forward,</i>			3,386	3,331
Union,	Schooner,	N. B.	42	56
William and Thomas	"	....	97	113
Isabella,	"	....	11	17
Traveller,	"	....	54	95
Dart,	"	....	36	64
Argent,	Brig,	....	188	221
Corsair,	Ship,	....	717	663
Eagle,	Schooner,	....	54	106
Cyrene,	Brig,	N. S.	129	142
Harp,	Schooner,	N. B.	31	59
Sampson,	"	....	111	201
Persian,	Ship,	....	598	505
Julia Ann,	Schooner,	....	13	26
Nevermind,	"	....	8	13
William Botsford,	Ship,	....	554	516
Canning,	Brig,	....	190	208
Condor,	Schooner,	....	75	111
Fame,	"	....	99	115
Mary,	Brig,	N. S.	188	213
Douglas,	Ship,	N. B.	635	542
- Commerce,	Schooner,	....	58	125
Panope,	Brig,	....	160	179
Rising Sun,	Schooner,	....	60	129
William Ward,	Ship,	....	752	706
Lavinia Clark,	Schooner,	....	51	75
Ceylon,	Barque,	....	350	332
Dolphin,	Schooner,	....	55	110
Challenge,	"	....	63	100
Speedwell,	"	....	53	112
Warrior,	Barque,	....	204	217
Carleton,	Schooner,	....	42	93
Severn,	Barque,	....	575	540
Peru,	Brig.	....	160	191
Lesmahagou,	Ship,	....	742	661
Eliza Jane,	Schooner,	....	52	92
Evergreen,	"	....	68	117
Richmond,	"	....	51	92
Delhi,	Barque,	....	342	321
Cynthia Ann,	Brig,	....	224	205
Herald,	Steamer,	....	136	148
Pandora,	Barque,	....	722	630
TOTAL,	53 Vessels		12,136	12,392
Under Certificate for Owners in United Kingdom.				
Paragon,	Barque,	N. B.	422	397
PORT OF MIRAMICHI.				
Helen,	Schooner,	N. B.	27	27
Frances,	Brigantine,	....	136	137
Good Intent,	Barque,	....	593	496
Sea,	Brigantine,	....	126	167
<i>Carried forward,</i>			882	827

An Account of the existing Shipping on 31st December 1842.—Continued.

Vessels Names.	Rig.	Where Built.	TONNAGE.	
			3 & 4 W. 4, cap. 55.	5 & 6 W. 4, cap. 56.
			Old.	New.
Brought forward,.....			882	827
Wellington,	Barque,	N. B.	710	575
Sisters,	Schooner,	....	14	18
Mary,	"	....	27	39
Surprize,	"	....	17	24
Zanoni,	Barque,	....	591	547
Maria,	Schooner,	....	11	17
Gramprian,	Barque,	....	774	723
Yorkshire,	Ship,	....	809	658
Rienzi,	"	....	674	569
John Jardine,	Barque,	....	599	507
Buctouche,	"	....	285	232
Hamilton,	Ship,	Canada,	639	589
Susan,	Brig,	N. B.	163	207
Melvina,	"	....	187	212
TOTAL,.....	18 Vessels.....		6382	5744
	Under Certificate for Owners in United Kingdom.			
Irene,	Barque,	N. B.	322	304
Mira,	"	....	425	393
TOTAL,.....	2 Vessels.....		747	697

RECAPITULATION.

	Ships.	Barques.	Brigs.	Brigantines.	Schooners.	Steamers.	Total Vessels.	TONNAGE.	
								New.	Old.
Saint John,.....	8	8	8	1	25	4	54	12,558	12,789
Miramichi,.....	3	8	2	2	5	0	20	7,129	6,441
TOTAL,.....	11	16	10	3	30	4	74	19,687	19,230

H. BOWYER SMITH, Collector.

Custom House, Saint John, N. B. 31st December 1842.

TREASURER'S ACCOUNTS.

OFFICE OF AUDIT, Fredericton, 10th February, 1843.

Report on the Accounts of Province Treasurer and Deputy Treasurers for the year 1842.

No. 1. Is an account of specific and ad-valorem Duties collected or secured on Merchandize imported into Saint John, between the 1st of January and the 31st of December, 1842, amounting to..... £13,933 15 8

No. 2. Is an account of Auction Duties paid at the Treasury, Saint John, during the same period, amounting to..... 213 11 5

No. 3. Is an account of Monies received by the Treasurer at Saint John, in 1842, from the Officers of Her Majesty's Customs, on account of Duties collected by them under Acts of the Imperial Parliament, amounting to..... 8,391 17 7

No. 4. Is an account of Duties collected at Saint John in 1842, for Licenses issued to Pedlars, amounting to..... 5 0 0

Total Gross Revenue at Saint John in 1842,..... £22,544 4 8

From which are to be deducted as follows:—

No. 5. An account of Drawbacks paid in 1842 at Saint John, on articles imported into that place, and exported, amounting to..... £1,157 17 6

Less this sum taken from the Revenue the year previous, on account of the requisite Certificates not having been then lodged,..... 160 18 5

Nett,..... £996 19 1

No. 6. An account of sums paid by the Treasurer in 1842, for Discounts on prompt payments of Duties, amounting to..... 11 12 4— 1008 11 5

Nett Revenue at Saint John in 1842,..... £21,535 13 3

Several apparent discrepancies and omissions of a trifling nature occur in No. 1, which will be forthwith referred to the Province Treasurer, and will, together with his explanations, be embodied in a Supplementary Report when his answers are received.

Several queries will also be put to the Treasurer in reference to Report No. 2, which, with his explanations, will form part of the Supplementary Report.

No. 7. Is an account of specific and ad-valorem Duties collected and secured on Merchandize and Foreign Oxen at Saint Andrews, in the year 1842, by the Deputy Treasurer there, amounting to..... £665 3 5½

No. 8. Is an account of Auction Duties collected during the same period, amounting to..... 15 14 4

No. 9. Is an account of Monies paid over to the Deputy Treasurer in 1842, by the Collector of Her Majesty's Customs, on account of Imperial Duties, amounting to..... 350 9 8½

Gross Revenue at Saint Andrews, in 1842,..... £1031 7 6

Carried forward,

<i>Brought forward</i> ,.....	£1031 7 6	£21,535 13 3
From which are to be deducted—		
No. 10. An account of Drawbacks paid at Saint Andrews in 1842, by the Deputy Treasurer, amounting to.....	£72 0 0	
No. 11. An account of Discount allowed for prompt payment, amounting to 0 9 4—	72 9 4	
Nett Revenue at Saint Andrews for 1842,.....		958 18 2
No. 12. Is an account of specific and ad-valorem Duties collected or secured by the Deputy Treasurer Saint Stephens, in 1842, on Merchandize, Foreign Oxen and Horses, amounting to £486 15 5		
No. 13. Is an account of Auction Duties collected during the same period, amounting to.....	6 10 9	
No. 14. Is an account of a sum received for a Pedlar's License, amounting to.....	1 12 6	
Gross Revenue at Saint Stephens in 1842,.....	£494 18 8	
From which is to be deducted—		
No. 15. An account of Drawbacks paid at Saint Stephens in 1842, by the Deputy Treasurer, amounting to.....	173 0 6	
Nett Revenue at Saint Stephens in 1842,.....		321 18 2
No. 16. Is an account of specific and ad-valorem Duties collected or secured by the Deputy Treasurer, Saint George, in 1842, amounting to.....		32 1 0
And being the total Revenue at Saint George in 1842.		
No. 17. Is an account of ordinary and ad-valorem Duties collected or secured at Miramichi in 1842, amounting to..	£2,489 7 6½	
No. 18. Is an account of Auction Duties paid to the Deputy Treasurer, during the same period, amounting to	8 13 6	
No. 19. Is an account of sums received by the Deputy Treasurer in 1842, from the Officers of Her Majesty's Customs, on account of Duties collected under Acts of the Imperial Parliament, amounting to	1,908 19 6	
Gross Revenue at Miramichi for 1842,.....	£4,407 0 6½	
From which are to be deducted—		
No. 20. A statement of various sums paid by the Deputy Treasurer in 1842, for Drawbacks on Goods exported,.....	£60 7 7½	
Which deduct from the sum taken from the Revenue in 1841, the Certificates to obtain the Drawback not being then lodged,.....	115 12 4—	55 4 8½
	£4,462 5 3½	
No. 21. A statement of the sums allowed and paid by the Deputy Treasurer for Discounts on prompt payments of Duties, amounting to.....	3 4 7	
No. 22. A statement of entries for Drawbacks on Goods exported, the Certificates to obtain which, not having been received, amounting to.....	88 3 10	
Nett Revenue at Miramichi in 1842,.....		4,370 16 10½
<i>Carried forward</i> ,.....		£27,219 7 5½

<i>Brought forward</i> ,.....				£27,219	7	5½
No. 23. Is an account of ordinary and ad-valorem Duties collected by the Deputy Treasurer, Richibucto, in 1842, amounting to.....	£308	2	7			
No. 24. Is a statement of monies received in 1842, from the Sub-Collector of Her Majesty's Customs, on account of Parliamentary Duties, amounting to.....	332	2	3			
Total Revenue at Richibucto for 1842,.....				640	4	10
No. 25. Is an account of ordinary and ad-valorem Duties collected or secured by the Deputy Treasurer, Dalhousie, in 1842, on Merchandize, amounting to.....	£829	19	6			
From which are to be deducted—						
No. 26. A statement of sums paid for Drawback on Goods exported, amounting to,.....	£70	5	4			
No. 27. A statement of the sum allowed and paid for prompt payment of Duties,....	1	5	5—	71	10	9
Nett Revenue at Dalhousie for 1842, as appears by the documents furnished by the Deputy Treasurer, which are very imperfect, and do not comprise any statement of monies received from the Officers of Her Majesty's Customs, on account of Parliamentary Duties,				758	8	9
<i>Note</i> —The Blank number was left in expectation of farther returns from Dalhousie, which had been written for.						
No. 29. Is an account of ordinary Duties collected on Merchandize, by the Deputy Treasurer, Bathurst, in 1842, amounting to.....	£239	5	1½			
No. 30. Is an account of ad-valorem Duties collected in 1842, amounting to.....	45	1	1			
No. 31. Is an account of Duties collected on British Manufactures, amounting to.....	38	8	9½			
No. 32. Is a statement of sums paid over in 1842, by the Sub-Collector of Her Majesty's Customs, amounting to.....	167	12	5			
Gross Revenue at Bathurst in 1842,.....	£490	7	5			
From which is to be deducted—						
No. 33. A statement of this sum allowed and paid for prompt payment on Dutiable Articles exported,....	1	10	7			
Nett Revenue at Bathurst in 1842,.....				488	16	10
No. 34. Is an account of ordinary and ad-valorem Duties collected in 1842, by the Deputy Treasurer at Shediack, amounting to.....				40	7	0
No. 35. Is an account of ordinary Duties collected by the Deputy Treasurer at Bay Verte in 1842, amounting to....	£5	0	5			
No. 36. Is an account of a sum received for a Pedlar's Licence, amounting to.....	3	5	0			
Total Revenue at Bay Verte in 1842,.....				8	5	5
No. 37. Is an account of ordinary and ad-valorem Duties collected by the Deputy Treasurer at Woodstock in 1842, amounting to.....	£61	5	6			
No. 38. Is an account of Duties collected in 1842, on Foreign Cattle, amounting to.....	50	0	0			
<i>Carried forward</i> ,.....	£111	5	6	£29,155	10	3½

<i>Brought forward</i> ,.....	£111	5	6	£29,155	10	3½
No. 39. Is an account of Auction Duties collected in 1842, amounting to.....	2	5	3			
No. 40. Is an account of monies received in 1842 from the Officers of Her Majesty's Customs, amounting to.....	198	7	3			
Gross Revenue at Woodstock in 1842,.....	£311	18	0			
From which is to be deducted—						
No. 41. A statement of this sum paid to the Seizing Officers of Her Majesty's Customs, the Provincial Duty paid on Goods sold at Custom House sale,....	3	2	6			
Nett Revenue at Woodstock in 1842,.....				308	15	6
No. 42. Is an account of ordinary and ad-valorem Duties collected in 1841, by the Deputy Treasurer, West Isles, amounting to.....				64	8	10
No. 43. Is an account of ordinary and ad-valorem Duties collected in 1842, by the Deputy Treasurer, West Isles, amounting to				64	1	7
No. 44. Is an account of ordinary and ad-valorem Duties collected in 1841, by the Deputy Treasurer, Westmorland, amounting to.....	£9	8	4			
And of this sum, received for a Pedlar's License, for three months,.....	1	0	0			
No. 45. Is an account of ordinary and ad-valorem Duties, collected by him in 1842, amounting to.....	28	16	0			
And of sums received for Pedlars Licences, amounting to.....	3	5	0			
Total Revenue at Westmorland to 31st Dec. 1842,				42	9	4
No. 46. Is an account of a sum received by the Deputy Treasurer, Dorchester, in 1841, for a Pedlar's License, amounting to.....	£6	10	0			
And of duty received on Foreign Flour, imported from Nova Scotia, amounting to.....	6	8	4			
No. 47. Is an account of ordinary and ad-valorem Duties collected by him in 1842, amounting to.....	46	7	8			
And of sums received for Pedlars Licences, amounting to.....	5	7	6			
Total Revenue at Dorchester, to 31st Dec. 1842,				64	13	6
Total Nett Revenue of the Province for 1842, exclusively of Light House, Emigrant and Hospital Duties; as also Duties collected on sales of Timber, Logs and Lands, and Monies paid over on account of arrearages of former sales,.....				£29,699	19	0½
There are no Returus from Fredericton, Hopewell, Sackville, and Grand Manan.						
No. 48. Is an account of sums received for Bills of Exchange by the Province Treasurer at Saint John, being the balance which was remaining in the hands of George Baillie, Esquire, Agent General for the Colonies, of payments made to him by the Nova Scotia and New Brunswick Land Company, £8,000 Sterling, amounting, at 10 per cent. premium, to.....				£9,777	15	6
No. 49. Is an account of sums paid over by the Receiver General in 1842, to the Province Treasurer, on account of receipts for Lands, Timber, Logs, &c., amounting to.....				4,500	0	0
Total Receipts from this fund in 1842,.....				£14,277	15	6

No. 50. Is an account of sums refunded, received by the Treasurer at Saint John in 1842, amounting to..... £190 18 1

No. 51. Is an account of sums paid over by Her Majesty's Attorney General to the Treasurer in 1842, on account of Bonds and Suits, amounting to £733 3 7

No. 52. Is an account of Bonds sent to the Attorney General for collection in 1842, by the Province Treasurer, amounting to..... £3,887 4 8

No. 53. Is an account of Bonds sent to the Attorney General for collection in 1842, by the Deputy Treasurer, Miramichi, amounting to..... 810 12 9

Total amount of Bonds sent to the Attorney General for collection in 1842,..... £4,697 17 5

No. 54. Is an account of Duties received by the Province Treasurer, on sales of Seizures by the Officers of Her Majesty's Customs in 1842, amounting to..... £773 11 6

And on Duties of a like nature received by the Deputy Treasurer, Woodstock, in 1842, amounting to..... 3 2 6

£776 14 0

No. 55. Is an account of payments made to Officers of Her Majesty's Customs for Bounties on Seizures in 1842, amounting to the same, as received per No. 54, viz :..... £776 14 0

No. 56. Is an account of Light House Duties collected by the Treasurer at Saint John in 1842, for support of Light Houses in the Bay of Fundy, amounting to..... £1,832 15 8

No. 57. Is an account of Light House Duties collected in 1842, by the Deputy Treasurer Saint Andrews, amounting to..... 387 15 0

No. 58. Is an account of Light House Duties collected in 1842, by the Deputy Treasurer, Saint George, amounting to..... 89 7 0

No. 59. Is an account of Light House Duties collected in 1842, by the Deputy Treasurer, Saint Stephens, amounting to..... 297 13 4

No. 60. Is an account of Light House dues collected in 1841, by the Deputy Treasurer, West Isles, amounting to..... 57 19 6

No. 61. Is an account of Light House dues collected in 1842, by the Deputy Treasurer, West Isles, amounting to..... 69 3 1

No. 62. Is an account of Light House dues collected in 1842, by the Deputy Treasurer, Dorchester, amounting to..... 29 18 0

Total amount of Light House Duties,..... £2,714 11 7

There do not appear to have been any collections made at Westmorland, and there are no Returns from Grand Manan, Hopewell and Sackville.

No. 63. Is an account of Light House Duties collected by the Deputy Treasurer, Miramichi, in the year 1842, towards the support of Light Houses in the Gulf of Saint Lawrence, amounting to..... £171 13 10

No. 64. Is an account of collections made by the Deputy Treasurer, Richibucto, in 1842, towards the same object, amounting to..... 40 14 8

No. 65. Is an account from the Deputy Treasurer, Dalhousie, shewing collections in 1842 for the same object, amounting to..... 83 0 10

No. 66. Is an account shewing collections by the Deputy Treasurer, Bathurst, towards the same object, amounting to..... 8 3 1

Carried forward,..... £303 12 5

<i>Brought forward</i> ,.....	£303 12 5
No. 67. Is an account of collections made by the Deputy Treasurer, Shediac, in 1842, towards the same object, amounting to.....	12 19 4
No. 68. Is an account of collections made by the Deputy Treasurer, Bay Verte, in 1842, towards the same object, amounting to.....	6 2 8
Total collected towards the support of Light Houses in the Gulf of Saint Lawrence,.....	£322 14 5
No. 69. Is an account of collections made by the Province Treasurer, Saint John, in 1842, under the Act for the support of Sick and Disabled Seamen, amounting to.....	£679 9 9
And, of a sum received from Her Majesty's Attorney General, being a moiety of nett proceeds of Fines for non-importation of Seamen, amounting to.....	183 12 2
Total collections at Saint John for Hospital Fund,	£863 1 11
No. 70. Is an account of collections in 1842, by the Deputy Treasurer, Saint Andrews, for the same object, amounting to.....	183 9 4
No. 71. Is an account of similar Duties collected in 1842, by the Deputy Treasurer, Saint Stephens, amounting to.....	136 10 4
No. 72. Is an account from the Deputy Treasurer, Saint George, shewing similar collections in 1842, amounting to.....	16 9 6
No. 73. Is a similar account from the Deputy Treasurer, West Isles, shewing collections in 1841, amounting to.....	£18 14 2
And in 1842, amounting to.....	28 13 11—
No. 74. Is an account from the Deputy Treasurer, Miramichi, shewing like collections in 1842, to the amount of.....	266 7 8
No. 75. Is an account from the Deputy Treasurer, Richibucto, of collections in 1842, toward the same object, amounting to.....	37 1 4
No. 76. Is an account of collections for the same object, by the Deputy Treasurer, Dalhousie, in 1842, amounting to.....	77 10 7
No. 77. Is a similar account from the Deputy Treasurer, Bathurst, shewing collections to the amount of.....	8 3 1
No. 78. Is an account of collections made by the Deputy Treasurer, Shediac, in 1842, towards the same object, amounting to.....	4 7 10
Total amount collected in 1842, for the relief of Sick and Disabled Seamen,	£1,640 9 8
No. 79. Is an account of Duties collected in 1842 by the Province Treasurer at Saint John, under the "Act to regulate Vessels arriving from the United Kingdom with Passengers and Emigrants," amounting to....	£1,794 0 10
No. 80. Is an account of Duties collected by the Deputy Treasurer, Saint Andrews, in 1842, under the same Act, amounting to	90 18 4
No. 81. Is an account of similar Duties collected by the Deputy Treasurer, Miramichi, in 1842, under the same Act, amounting to	68 0 0
No. 82. Is an account of Duties collected by the Deputy Treasurer, Dalhousie, in 1842, under the same Act, amounting to.....	1 15 0
Total collections in 1842 under this Act,.....	£1,954 14 2
No. 83. Is an Account Current, Bay of Fundy Light Houses, with Beverly Robinson, Esquire, Province Treasurer, for the year 1842, made up as follows :—	

Paid

Paid Commissioners of Light Houses towards the support of Cape Sable and Brier Island Lights, for the year 1841,..... £300 0 0

Amount paid in part of Warrant No. 1838, favouring the Board of Light House Commissioners, viz:—

Commissioners at Saint John,.....£1,550 0 0

Do. at Saint Andrews,..... 717 19 6

2,267 19 6

£2,567 19 6

He credits,

Balance in favour of the Fund, 31st Dec. 1841, £543 17 3

Collections in Saint John, in 1842, per Receipt No. 56,..... 1,832 15 8

Collections in Saint Andrews, in 1842, per Report No. 57,..... £387 15 0

Less, Deputy Treasurer's Commission, 10 per cent..... 38 15 0— 349 0 0

Collections in Saint Stephen's in 1842, Report 58,..... 297 13 4

Less, Deputy Treasurer's Commission 10 per cent..... 29 15 4— 267 18 0

Collections in Saint George, in 1842, Report 59,..... 39 7 0

Less, Deputy Treasurer's Commission,..... 3 18 8— 35 8 4

Collections in West Isles, in 1841, Report 60,..... 57 19 6

Less, Deputy Treasurer's Commission,..... 5 15 11— 52 3 7

Collections in Dorchester, in 1842, Report 62,..... 29 18 0

Less, Deputy Treasurer's Commission,..... 2 19 9— 26 18 3— 3,108 1 1

Balance in favour of the Fund 31st December, 1842,..... £540 1 7

No. 84. Is an Account Current of the Marine Hospital, Saint John, or Fund for Sick and Disabled Seamen, with the Province Treasurer, Saint John, for 1842, made up as follows:—

Balance in favour of the Fund, 31st December, 1841,..... £884 4 10

Duties collected in Saint John, 1842, Report No. 69,..... 679 9 9

Received from the Attorney General, do. do. 183 12 2

£1,747 6 9

He charges,

Cash paid Commissioners for Contingent Expences from 1st January to 31st December, 1842,..... 865 0 0

Balance in favour of the Fund 31st December, 1842,..... £882 6 9

No. 85. Is an Account Current "Gulf Lights" with Beverley Robinson, Esquire, Province Treasurer, for the year 1842, and is as follows:—

Balance due the Treasurer 31st December, 1841,..... £240 19 5

Paid Warrant No. 291, series of 1841, for Light House on Point Escuminac,..... 748 15 3

£989 14 8

Carried forward,

<i>Brought forward</i> ,.....	£989 14 8
He credits,	
Amount in the hands of Deputy Treasurers, per account 1st January, 1842,.....	£253 17 0
Amount collected by T. H. Peters, Deputy Treasurer, Miramichi, in 1842, Report No. 63,....	£171 13 10
Less, his Commission 10 per cent.	17 3 4— 154 10 6
Amount collected by the Deputy Treasurer, Richibucto, in 1842, Report No. 64,.....	40 14 8
Less, his Commission 10 per cent.	4 1 6— 36 13 2
Paid in part of his collections by the Deputy Treasurer, Dalhousie, Report No. 65,.....	62 0 2
Amount collected by the Deputy Treasurer, Bathurst, in 1842, Report No. 66,.....	8 3 1
Less, his Commission 10 per cent.	0 16 3— 7 6 10
Amount collected by the Deputy Treasurer, Bay Verte, Report No. 68,.....	6 2 8
Less, his Commission 10 per cent.	0 12 3— 5 10 5— 519 18 1
Balance in favour of the Treasury,.....	<u>£469 16 7</u>

No. 86. Is an Account Current, Marine Hospital, Saint Andrews, or Fund for sick and disabled Seamen, with D. W. Jack, Deputy Treasurer, as follows:—

Balance in favour of the Fund, 31st December, 1841,.....	£76 19 4
Duties collected at Saint Andrews in 1842, per Report No. 70,.....	£183 9 4
Less Commission, 10 per cent.,.....	18 6 11— 165 2 5
Duties collected at Saint Stephens in 1842, per Report No. 71,.....	£136 10 4
Less Commission, 10 per cent.,.....	13 13 0
	<u>122 17 4</u>
Balance due the Fund 31st December, 1841, by the Deputy Treasurer, Saint George, No. 87,.....	£23 11 7
In part of Duties collected at Saint George, in 1842, Reports No. 72 and 87,....	3 8 5
	<u>27 0 0</u>
	<u>£391 19 1</u>

He charges,	
Payments to Commissioners per receipt,.....	291 15 4
Balance in favour of the Fund, 31st December, 1842,.....	<u>£100 3 9</u>

No. 87. Is an Account Current, A. J. Wetmore, Deputy Treasurer, Saint George, with the same Fund, to 31st December, 1842, as follows:—

Balance on hand, per account, 31st December, 1841,.....	£23 11 7
Collections in 1842, per Report No. 72,.....	£16 9 6
Less Commission, 10 per cent.,.....	1 13 0— 14 16 6
	<u>£38 8 1</u>

He charges,	
Payments to the Deputy Treasurer, Saint Andrew's, in 1842,.....	27 0 0
Balance in hand, 31st December, 1842,.....	<u>£11 8 1</u>

No. 88. Is an Account Current, Thomas Moses, Deputy Treasurer, West Isles, with the same Fund, to the 31st December, 1842, as follows:—

Collections in 1841, per Report No. 73,.....	£18 14 2	
Collections in 1842, per ditto,.....	28 13 11	
	<hr/>	£47 8 1
Less Commission, 10 per cent.,.....		4 14 10
		<hr/>
		£42 13 3

He charges,

Payment to the Deputy Treasurer, Saint Andrews, in 1841,.....	£16 16 9	
Payment to the Deputy Treasurer, Saint Andrews, in 1842, in full,.....	25 16 6	
	<hr/>	£42 13 3

On reference to the accounts of the Deputy Treasurer, St. Andrews, with this Fund, it appears that Thomas Moses remitted him £28 9 11 in 1841, but did not furnish any account of particulars, and that in 1842 Mr. Moses did not make him any payment, the Deputy Treasurer, West Isles, must therefore stand charged with the balance of.....

14 3 4	<hr/>	£42 13 3
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No. 89. Is an Account Current, T. H. Peters, Deputy Treasurer, Miramichi, with the same Fund, for 1842, as follows:—

Balance in hand, 31st December, 1841,.....	£554 6 0
Collections in 1842, per Report No. 74,.....	266 7 8
	<hr/>
	£820 13 8

He charges,

10 per cent. Commission on Collections,.....	£26 12 9	
Paid to Commissioners, Warrant No. 597,.....	501 9 5	
Paid to Commissioners in part of Warrant No. 200,.....	292 11 6	
	<hr/>	£820 13 8

No. 90. Is an Account Current, J. W. Weldon, Deputy Treasurer, Richibucto, with the same Fund, for 1842, as follows:—

Balance in hand, 31st December, 1841,.....	£12 6 1
Collections of 1842, per Report No. 75,.....	37 1 4
	<hr/>
	£49 7 5

He charges,

Paid William M'Leod in part for Warrant,.....	£45 13 3½	
10 per cent. Commission on Collections,.....	3 14 1½	
	<hr/>	£49 7 5

No. 91. Is an Account Current, Dugald Stewart, Deputy Treasurer, Dalhousie, with the same Fund in 1842, as follows:—

Balance in hand 31st December, 1841,.....	£342 6 8
Collections of 1842, per Report No. 76,.....	77 10 7
	<hr/>
	£419 17 3

He charges,

Paid Commissioner, s Warrant No. 599, series 1841,.....	£108 19 9	
10 per cent. Commission on collections,.....	7 15 1—	116 14 10
	<hr/>	
Balance in hand 31st December, 1842,.....		£303 2 5

No. 92.

No. 92. Is an Account Current, John Miller, Deputy Treasurer, Bathurst, with the same Fund in 1842, as follows:—

Balance in hand 31st December, 1841,.....	£18 19 0
Collections of 1842, per Report No. 77,.....	8 3 1
	<hr/>
	£27 2 1

He charges,

Paid Commissioners in part of Warrant No. 613, at sundry times in 1842,.....	£26 5 10
10 per cent. Commission on collections,.....	0 16 3—
	<hr/>
	£27 2 1

No. 93. Is an Account Current, Daniel Hannington, Deputy Treasurer, Shediach, with the same Fund for 1842, as follows:—

Balance in hand 31st December, 1841,.....	£2 6 9
Collections in 1842, per Report No. 78,.....	4 7 10
	<hr/>
	£6 14 7

He charges,

10 per cent. Commission on £4 7 10,.....	£0 8 9
Remitted the Province Treasurer,.....	6 5 10—
	<hr/>
	£6 14 7

The remittance which the Deputy Treasurer intended as a payment of the above balance was not accompanied by a statement to that effect, and the Treasurer credited the sum in the ordinary Revenue Account, a balance of £6 5 10 will therefore stand against Mr. Hannington in the above account.

No. 94. Is an Account Current, Passenger and Emigrant Fund, with Beverley Robinson, Esquire, Province Treasurer, for the year 1842, as follows:—

Collections at Saint John in 1842, per Report No. 79,.....	£1,794 0 10
Do. St. Andrews in 1842, per Report No. 80,.....	£90 18 4
Less, Deputy Treasurer's Commission,.....	9 1 10—
Collections at Miramichi in 1842, per Report No. 81,.....	£68 0 0
Less, Deputy Treasurer's Commission,.....	6 16 0—
Collections at Dalhousie in 1842, per Report No. 82,.....	£1 15 0
Less, Deputy Treasurer's Commission,.....	0 3 6—
	<hr/>
	£1,938 12 10

He charges,

Balance due by the Fund 31st December, 1841, £2,059 12 11
Paid sundry Warrants for the relief of indigent and distressed Emigrants, viz:—

At Saint John,.....	£2,433 8 10
" Fredericton,.....	173 9 4
" Saint Andrews,.....	383 4 6
" Dalhousie,.....	142 7 1
" Addington,.....	43 4 1
" Saint George,.....	46 2 6—
	3221 16 4

Paid sundry Warrants for return Duties,..... 142 9 2— 5,423 18 5

Balance against the Fund 31st December, 1842,.....

 £3,485 5 7

No. 95. Is an account Passenger and Emigrant Fund, with David W. Jack, Deputy Treasurer, Saint Andrews, as follows:—

Collections in 1842, per Report No. 80,..... £90 18 4

He charges,

10 per cent. Commission on collections,.....	£9 1 10
Remitted the Province Treasurer,.....	81 16 6—
	<hr/>
	£90 18 4

No. 96.

No. 96. Is an Account Current, Passenger and Emigrant Fund, with Thomas H. Peters, Deputy Treasurer, Miramichi, as follows :—

Collections in 1842, per Report No. 81,.....		£68	0	0
He charges,				
10 per cent. Commission on Collections,.....	£6	16	0	
Remitted the Province Treasurer,.....	61	4	0	
				<u>£68 0 0</u>

No. 97. Is an account, Dugald Stewart, Deputy Treasurer, Dalhousie, with the same Fund, as follows :—

Collections in 1842, per Report No. 82,.....		£1	15	0
He charges,				
10 per cent. Commission on Collections,.....	£0	3	6	
Remitted the Province Treasurer,.....	1	11	6	
				<u>£1 15 0</u>

No. 98. Is an Account Current, Commissioners of Buys and Beacons, Miramichi, with Thos. H. Peters, Deputy Treasurer, as follows :—

Balance in hand, 20th December, 1841,.....	£47	0	1	
Receipts in 1842, on 36,416 Tons, @ 1d,.....	75	17	4	
				<u>£122 17 5</u>
He charges,				
Payments to Commissioners, per receipts,.....	£80	0	0	
10 per cent. Commission on Collections,.....	7	11	8—	87 11 8
				<u>£35 5 9</u>

No. 99. Is an Account Current, "Buys and Beacon Fund," with Dugald Stewart, Deputy Treasurer, Dalhousie, as follows :—

Receipts in 1842,.....		£82	14	7
He charges,				
10 per cent. Commission on £63 13s. collected and paid the Commissioners, in 1841,.....	£6	7	4	
10 per cent. Commission on Collections, in 1842,	8	5	5	
Paid Commissioners, per receipt,.....	68	1	10—	£82 14 7

No accounts have been received on account of the Buoy and Beacon Fund, from the Deputy Treasurers at Bathurst, Richibucto and Shediac.

No. 100. Is an Account Current, "Bay Verte Canal Fund," with Beverley Robinson, Esquire, Province Treasurer, as follows :—

Warrant No. 102, for grant made by the Legislature in 1840,.....	£1,000	0	0	
Draft on Halifax, received for Canada portion of the expense of Survey,.....	£550	11	1	
Less Discount paid to Bank of Br. North America,	30	11	1	
				<u>525 0 0</u>

Received from Treasurer of Prince Edward's Island, for portion of expense of Survey, viz :

Bill of Exchange on England, £140 12s. Sterling, sold at 8 per cent. Premium,.....	£168	14	5	
Draft on Honorable G. F. Street,.....	20	0	0	
				<u>£188 14 5</u>

Deduct,

Draft returned under protest,.....	£20	0	0	
Notary's fee,.....	1	5	0—	21 5 0—
				<u>167 9 5</u>

£1,692 9 5

Carried forward,

<i>Brought forward</i> ,.....	£1,692	9	5
He charges,			
Sundry payments to Captain Crawley, Royal Engineers, for travelling expenses from England, and expenses while Surveying,.....	£111	0	11
Paid Captain Crawley's Drafts, for Tents and Stationery for the Survey,.....	11	10	7—
		122	11
		6	
Balance in Treasurer's hands per account,.....	£1,569	17	11

The Draft on Halifax was for £555 11 1, as Audited in September last, and deducting £30 11 1 from that sum, will leave a balance of £525, as extended by the Treasurer, which shews that his stating the Draft to be for £550 11 1 was a clerical error, which does not affect the correctness of the balance in his hands as shewn in the Account.

No. 101. Is the General Account Current of Beverley Robinson, Esquire, Province Treasurer, with the Province for the year 1842, made up as follows:—

Proceeds of Copper Coin received from England, per Report No. 114,.....	£3,570	0	0	
Amount of Bonds received for advances to relieve suffering poor, per Report No. 111,.....	3,500	0	0	
Amount received from Her Majesty's Attorney General, per Report No. 51,.....	733	3	7	
Amount of sums refunded into the Treasury, per Report No. 50,.....	190	18	1	
Amount of Negotiable Warrants issued and outstanding, per Report No. 113,.....	9,240	0	0—	£17,234 1 8
Amount of Bills of Exchange drawn on George Baillie, Esquire, London, per Report No. 48,.....	£9,777	15	6	
Amount paid into the Treasury by the Receiver General of Casual Revenue, per Report No. 49,.....	4,500	0	0—	14,277 15 6
Amount paid by the Collector of Her Majesty's Customs at Saint John in 1842, per Report No. 3,.....				8,391 17 7
Amount of Ordinary Revenue collected at Saint John in 1842, per Report No. 1,.....	£13,933	15	8	
Amount of Auction Duties collected at ditto, per Report No 2,.....	213	11	5	
Amount received for Pedlar's Licences, at ditto, per Report No. 4,.....	5	0	0	
Amount of Duties on Sales of Seizures by Her Majesty's Customs at Saint John, per Report No. 54,.....	773	11	6—	14,925 18 7
Remittances from Deputy Treasurers in 1842, as follows:—				
Miramichi, Thomas H. Peters,.....	£4,426	12	3	
Dalhousie, Dugald Stewart,.....	1,463	10	3	
Bathurst, John Miller,.....	372	4	3	
Richibucto, John W. Weldon,.....	861	15	6	
Shediac, Daniel Hanington,.....	56	16	11	
Bay Verte, Bill Chappell,.....	24	4	5	
Westmorland, Edward Wood,.....	32	1	7	
Dorchester, William Carter,.....	57	0	9	
Fredericton, Joseph Beek,.....	48	0	4	
Woodstock, H. E. Dibblee,.....	273	16	10	
Saint Andrews, D. W. Jack,.....	1,698	15	3	
Saint Stephens, Robert Watson,.....	566	4	4	
West Isles, Thomas Moses,.....	70	9	8	
Saint George, A. J. Wetmore,.....	32	16	8	
				9,984 9 0

Total,..... £64,814 2 4
M* Carried forward,

<i>Brought forward</i> ,.....	£64,814	2	4
Against which he makes the following charges:—			
Balance due Treasurer 31st December, 1841,.....	£4,865	0	0
Warrants Series of 1841, and prior, paid in 1842, at Saint John, Report No. 105,.....	£28,042	7	1
Warrants of 1842, paid in that year, Report No. 106,.....	29,655	10	1
	57,697	17	2
Interest paid in 1842, per Report No. 107,.....	1,882	5	11
Drawbacks paid, per Report No. 5, £1,157 17 6			
Discounts for prompt payment, per Report No. 6,.....	11	12	4
Bounties to Seizing Officers of Her Majesty's Customs, (duties on Seizures) per Report No. 55,.....	776	14	0
	1,946	3	10
Bonds sent to the Attorney General for collection, per Report No. 52,.....	3,887	4	8
Paid the Savings' Bank, Saint John, per Report, No. 104,.....	4,084	15	5
	74,363	7	0

Balance due the Province Treasurer, per his Account,..... £9,549 4 8

The discrepancies, &c. in Nos. 1 and 2, and some small errors in the Interest Account, will occasion a trifling difference from the above balance, the precise sum will be ascertained on receiving the Treasurer's answers to the queries which will be put to him, and will be comprised in the Supplementary Report.

No. 102. Is an account of Beverley Robinson, Esquire, Province Treasurer, for amounts expended in 1842, for the Protection of the Revenue as follows:—

Sundry payments for Tide Surveyor and Tide Waiters at Saint John in 1842,.....	£867	9	0
For raising and repairing Provincial Cutter, sunk in a gale,.....	69	14	6
Two Tide Waiters at Saint Andrews,.....	182	10	0
Two do. Saint Stephens,.....	182	10	0
Two do. West Isles and Campo Bello,.....	120	0	0
One do. Saint George,.....	91	5	0
Repairs of Boats, &c. in Charlotte County,.....	6	0	0
Two Tide Waiters at Woodstock,.....	110	15	0
Services of Deputy Treasurers at Saint George, Cape Tormentine, Westmorland, Sackville, Dorches- ter, Hopewell, Shediack and Bathurst,.....	225	0	0
	£1,855	3	6

He credits,

Balance of grant of 1841, Warrant No. 515, re- ceived in 1842,.....	£593	9	3
Grant of 1842, on account of this service, received per Warrant, No. 263,.....	1,350	0	0—
	1,943	9	3

Balance in the Treasurer's Hands, 31st December, 1842,..... £88 5 9

No. 103. Is an Account Current, the Saint John's Saving's Bank with the Province, for the year 1842, as follows:—

Balance in favour of the Bank, 31st December, 1841,.....	£9,337	16	2
Cash received for new Debentures the 28th June, 1842,.....	7,000	0	0
Interest paid on sundry Debentures,.....	451	15	3
	£16,789	11	5

Carried forward,

<i>Brought forward</i> ,.....	£16,789	11	5
He charges,			
Cash paid sundry Debentures in 1842,.....	11,084	15	5
Balance in favour of Saint John Savings Bank, for which a new Debenture issued the 31st December, 1842,.....	£5,704	16	0
No. 104. Is an Account Current, the Saint John Savings Bank, with Beverley Robinson, Esquire, Province Treasurer, for the year 1842, as follows :—			
Paid to the Savings Bank for eight Debentures and Interest, and in part of Debenture No. 9,.....	£11,084	15	5
He credits,			
Paid into the Treasury the 28th June, 1842,.....	7,000	0	0
Balance charged the Province, Account No. 101,.....	£4,084	15	5
No. 105. Is an account of Warrants (series of 1841 and prior,) paid by the Treas- urer in 1842, amounting to.....	£28,791	2	4
Which is charged as follows :—			
In his General Account Current, per Report			
No. 101,.....	£28,042	71	
In his Account Current with "Gulf Lights," per			
Report No. 85,.....	748	15	3—£28,791 2 4
No. 106. Is a list of Warrants, (series of 1842,) paid by the Province Treasurer that year, and amounting to.....	£33,019	15	7
Which is charged as follows :—			
In his General Account Current, per Report			
No. 101,.....	£29,655	10	1
In Account Current with Passenger and Emigrant			
Fund, per Report No. 94,.....	3,364	5	6—£33,019 15 7
No. 107. Is a particular account of Interest paid in 1842, on Cash Credit Account, on negotiable Warrants and on ordinary Warrants by the Province Treasurer, and charged in his General Account, Report No. 101, amounting to.....	£1,882	5	11
Some small errors in the calculations of Interest occur in this account which will appear in the Supplementary Report.			
No. 108. Is an Account of Bonds taken by the Commissioners under the Act 3rd Victoria, Cap. 3rd, from parties within the then Burnt District in Saint John, amounting to.....	£15,950	0	0
Interest due thereon,.....	1,008	0	0—£16,958 0 0
No. 109. Is an account of sums paid by the Province Treasurer in 1842, for Interest on Debentures for Loans in the Burnt District, amounting to.....	£942	0	0
No. 110. Is an account of Interest received by the Province Treasurer in 1842, on Bonds given for Loans under the Act 3rd Victoria, Cap. 3, amounting to.....	£240	0	0
No. 111. Is an account of Bonds taken by the Province Treasurer for Loans made by the Province for employment and relief of suffering Poor, amounting to	£3,500	0	0
No. 112. Is an account of Debentures and Loans in Account Current with Beverley Robinson, Esquire, Province Treasurer, for Debentures issued, Loans paid, and Interest			

Interest received and paid from the 1st of January to the 31st of December, 1842, as follows:—

Paid the Honorable John Robertson, per Warrant, on the 1st of June, 1842,.....	£1,000	0	0		
Paid Interest on Debentures in 1842,.....	942	0	0		
Amounts of Bonds for Loans,.....	15,950	0	0	—£17,892	0 0
He credits,					
Balance in hand, 1st January, 1842,.....	£16,067	7	2		
Bond received from the Hon. John Robertson,..	1,000	0	0		
Received for Interest on Bonds,.....	240	0	0	—	17,307 7 2
Balance of cash due the Treasurer,.....					<u>£584 12 10</u>

No. 113. Is an account of negotiable Warrants bearing Interest issued by Beverley Robinson, Esquire, Province Treasurer, in payment of Warrants for Appropriations made in 1842, and charged in Account No. 101, from 1st January to 31st December, 1842, amounting to.....

	£9,560	0	0
Deduct,			
Received back into the Treasury as per Account,.....	320	0	0
Amount outstanding 31st December, 1842,.....	<u>£9,240</u>	<u>0</u>	<u>0</u>

No. 114. Is an account of Copper Coin received from England into the Provincial Treasury, and disposed of by Beverley Robinson, Esquire, Province Treasurer, from 1st January to 31st December, 1842, and is as follows:—

Received from England, in 200 boxes, each Fifteen Pounds Sterling,	£3,000	0	0
Put in circulation by payment of Appropriations,	£150	0	0
Delivered to William Hammond on his bond to replace the same in a new coin per agreement, at 20 per cent. premium,.....	2,850	0	0
	<u>£3,000</u>	<u>0</u>	<u>0</u>

Premium on £2,850 at 20 per cent. included in bond,.....	570	0	0
	<u>£3,570</u>	<u>0</u>	<u>0</u>

No. 115. Is the "Balance Sheet" of Beverley Robinson, Esquire, Province Treasurer, in account for all Public Balances due to or from him, on the 31st of December, 1842, as follows:—

Balance due Bay of Fundy Lights, per No. 83,.....	£540	1	7
“ of Seamen's Fund, per No. 84,.....	882	6	9
“ of Debenture and Loan Account in Bonds, per No. 112,	15,950	0	0
“ of Bay Verte Canal Account, per No. 100,.....	1,569	17	11
“ of Protection of Revenue Account, per No. 102,.....	88	5	9

Amounts due to the Bank of New Brunswick, viz:—

Advanced on Bye Road Warrants for 1841, and charged in account of that year besides Interest thereon, from 1st January 1842, at 6 per cent. per annum,.....	£15,477	0	2
Balance due on Cash Credit Account, bearing Interest at 4 per cent.	18,302	4	9
			<u>33,779 4 11</u>
			<u>£52,800 16 11</u>

He charges,

Balance due Treasurer per his account No. 101, £9,609	4	8
“ of Passenger and Emigrant Account, No. 94, 3,485	5	7
Carried forward,.....	<u>£13,094</u>	<u>10 3</u>
		<u>£52,809 16 11</u>

<i>Brought forward</i> ,.....	£13,094	10	3	£52,809	16	11
Balance of Light Houses, Gulf of Saint Lawrence, No. 85,.....	469	16	7			
Balance of Debentures and Loans in Cash, No. 112,.....	584	12	10			
Amount of ordinary Bonds in Office, No. 116,.....	9441	16	11			
Amount of Bonds for Loans per Act 3d Victoria, Cap. 3, No. 108,.....	15,950	0	0			
Bond of Saint John Water Company, exclusive of Interest,.....	5,000	0	0			
Bonds for Loans for employment of Poor, No. 111, William Hammond's Bond for Copper Coin, No. 114,.....	3,500	0	0			
	3,420	0	0			
Cash in the Office,.....	44	16	3			

Amount of the following sums advanced, viz :—

Pay of Treasury Department,.....	£1050	0	0			
Office Rent, Fuel, Stationery, Post- age, &c. No. 117,.....	162	19	1			
Occasional employment of an extra Clerk, No. 118,.....	50	0	0			
Travelling expenses of Treasurer, No. 119,.....	41	5	0	—1,304	4	1—£52,809 16 11

The balance due the Treasurer, as shewn in his General Account

Current with the Province, per Report No. 101, is.... £9,549 4 8

In the "Balance Sheet" it is stated to be..... 9,609 4 8

By correcting the error a balance of sixty pounds
will stand at the debit of the Treasurer in this account, £60 0 0

No. 116. Is a list of Bonds remaining in the Office of the Province Treasurer at Saint John, received on account of ordinary Duties, on the 31st December, 1842, amounting to..... £9,441 16 11

No. 117. Is an account of Contingencies at the Treasurer's Office, Saint John, in 1842, amounting to..... £162 19 1

No. 118. Is an account of payments made by the Province Treasurer, during the year 1842, for occasional extra Clerk hire, amounting to..... £50 0 0

No. 119. Is an account of expenses incurred and defrayed by the Province Treasurer in 1842, in travelling on the public duty, amounting to..... £41 5 0

Vouchers are wanting for some of the petty sums comprised in No. 117, and no Vouchers accompany No. 119.

No. 120. Is the Account Current, D. W. Jack, Deputy Treasurer, Saint Andrews, with the Province for the year 1842, as follows :—

Balance in favour of the Province the 31st of December, 1841,.....	£1,367	15	4			
Duties collected in 1842, per Reports Nos. 7 to 9, inclusive,.....	1,031	7	6			
Receipts for Duties on articles sold at the Custom House,.....	3	13	0			
				£2,402	15	10
<i>Carried forward</i> ,.....				£2,402	15	10

<i>Brought forward</i> ,.....				£2,402	15	10
He charges,						
Remittance to Province Treasurer, credited in account reported, No. 101,.....	£1,698	15	3			
Paid Seizing Officers at Customs, Duties on Goods sold at Auction,.....		3	13	0		
Drawbacks and Discounts, per Nos. 10 and 11,.....		72	9	4		
10 per cent. on collections, £680 17 9½,.....		68	1	9—	£1,842	19 4
Balance in favour of the Province, 31st December, 1842,.....					£559	16 6
Of which there are in Bonds,.....	£409	18	7			
And in cash,.....		149	17	11—	£559	16 6
No. 121. Is a list of Bonds remaining in the Office of the Deputy Treasurer, Saint Andrews, on the 31st December last, agreeing with the preceding account, and amounting to.....					£409	18 7
No. 122. Is an account of D. W. Jack, for Guaging and Weighing Dutiable Articles at Saint Andrews, in 1842, amounting to.....					£5	10 0
No. 123. Is the Account Current, Robert Watson, Deputy Treasurer, Saint Stephen, with the Province for the year 1842, as follows:—						
Balance in hand the 31st December, 1841,.....	£490	5	9			
Collections in 1842, per Reports Nos. 12, 13 and 14,.....		494	18	8—	£985	4 5
He charges,						
10 per cent. Commission on collections,.....	£49	9	11			
Drawbacks paid per Report No. 15,.....		173	0	6		
Remitted Pro. Treasurer, credited in Report 101,....		566	4	4—	£788	14 9
Balance in favour of the Province 31st December, 1842,.....					£196	9 8
Of which there are in Bonds,.....	£107	6	6			
And in Cash,.....		89	3	2—	£196	9 8
No. 123½. Is a list of Bonds remaining in the Office of the Deputy Treasurer, Saint Stephens, on the 31st December, 1842, agreeing with the preceding account, and amounting to.....					£107	6 6
No. 124. Is the Account Current, A. J. Wetmore, Esquire, Deputy Treasurer, Saint George, with the Province, for the year 1842, as follows:—						
Balance in hand 31st December, 1841,.....	£10	2	0			
Collections in 1842, per Report No. 16,.....		32	1	0—	£42	3 0
He charges,						
10 per cent. Commission on Collections,.....	£3	4	1			
Office Rent and Stationery,.....		3	5	0		
Guaging 12 casks Molasses at 6d,.....		0	6	0		
Remitted Treasurer, credited in No. 101,.....		32	16	8—	£39	11 9
Balance in favour of the Province, per account,.....					£2	11 3
The charges for Office Rent, Stationery and Guaging, are not admissible in this account, they must therefore be added to the balance,					3	11 0
Actual balance due the Province, 31st December, 1842,.....					£6	2 3
The Deputy Treasurer should submit his claim for Office Rent, &c. to the Legislature.						
No. 125. Is the General Account Current, Thomas H. Peters, Deputy Treasurer, Miramichi, with the Province for the year 1842, as follows:—						
Balance in favor of the Province 31st December, 1841, ..	£3,352	5	5			
Duties, &c. collected in 1842, per Reports 17, 18 and 19,.....		4,407	0	6½		
<i>Carried forward</i> ,.....					£7,759	5 11½

<i>Brought forward</i> ,.....					£7,759	5	11½
He charges,							
Drawbacks paid, per Report No. 20,.....	£60	7	7½				
Discounts for prompt payment, No. 21,.....		3	4	7			
Bonds sent to Attorney General for collection,.....	810	12	9				
Deputy Treasurer's Commission,.....	249	16	0				
Remitted Province Treasurer, credited No. 101,....	4,426	12	3—		5,550	13	2½
Balance in favor of the Province,.....					£2,208	12	9½
Of which there are in Bonds,.....	£1,631	2	3½				
And in Cash,.....		577	10	5½			
					£2,208	12	9½

No. 126. Is a list of Bonds remaining in the Office of the Deputy Treasurer, Miramichi, on the 31st of December, 1842, agreeing with the preceding Account, and amounting to..... £1,631 2 3½

No. 127. Is an Account of James Gourlie for gauging Duitable Articles at Miramichi in 1842, amounting to..... £22 9 0

No. 128. Is the General Account Current, J. W. Weldon, Deputy Treasurer, Richibucto, with the Province for the year 1842, as follows:—

Balance in favor of the Province 31st December, 1841,.....					£644	7	1
Receipts in 1842, per Reports Nos. 22 and 23,.....					640	4	10
					£1,284	11	11
He charges,							
10 per cent. Commission on Collections,.....	£30	16	3				
Remitted Province Treasurer, credited No. 101,....	861	15	6				
					892	11	9
Balance in favor of the Province,.....					£392	0	2
Of which there are in Bonds,.....	£130	14	3				
And in Cash,.....		261	5	11			
					£392	0	2

This Account is not accompanied by a List of the Bonds remaining in the Office of the Deputy Treasurer.

No. 129. Is a statement of the General Account Current, Dugald Stewart, Deputy Treasurer, Dalhousie, with the Province for the year 1842, made up from the Documents furnished by him, the Treasurer's Accounts, and last year's Audit, as follows:—

Balance in favor of the Province 31st Dec. 1841, £1,528	19	2					
Receipts in 1842, per Report No. 25,.....	829	19	6				
					£2,358	18	8
From which deduct—							
10 per cent. on Collections,.....	£82	19	11				
Drawbacks paid, per Report No. 26,.....		70	5	4			
Discount for prompt payment, No. 27,.....		1	5	5			
Remitted Province Treasurer, No. 101,.....	1,463	10	3				
					1,618	0	11

Balance in favor of the Province by the above Statement, which is substituted for an Account Current, as the Deputy Treasurer has not furnished one,.....

£740 17 9

No. 130. Is a list of Bonds in the hands of the Deputy Treasurer, Dalhousie, amounting to.....

£458 16 1

No. 131.

No. 131. Is the General Account Current, John Miller, Deputy Treasurer, Bathurst, with the Province for the year 1842, as follows:—

Balance in favor of the Province 31st December, 1841,.....	£140	17	8
Receipts in 1842, per Reports 29 to 32, inclusive,.....	490	7	5
	£631	5	1

He charges,

Discounts for prompt payments, Report 33,.....	£1	10	7
Office rent and contingencies,.....	5	0	0
10 per cent. Commission on Duties collected,.....	32	5	6
Remitted Province Treasurer, credited in 101,.....	372	4	3
	411	0	4

Balance in favor of the Province, per Account,.....	£220	4	9
Of which there are in Bonds,.....	£69	7	0
And in Cash,....	150	17	9
	£220	4	9

The charge for Office rent and contingencies is not admissible in this Account, the amount, viz: £5 must therefore be added to the balance, and the actual balance the 31st December 1842, will be,....

£225 4 9

The Deputy Treasurer should submit his claim for Office rent and contingencies to the Legislature.

No. 132. Is a list of Bonds remaining in the hands of the Deputy Treasurer, Bathurst, on the 31st December, 1842, as stated in the preceding Account, and amounting to.....

£69 7 0

No. 133. Is the General Account Current, Daniel Hanington, Deputy Treasurer, Shediac, with the Province for 1842, as follows:—

Balance due 31st December 1841,.....	£129	15	1
Collections in 1842, per Report No. 34,.....	40	7	0
	£170	2	1

He charges,

10 per cent. on Collections,.....	£4	0	8
Remitted Province Treasurer, credited in No. 101,.....	56	16	11
	60	17	7

Balance in favor of the Province,.....	£109	4	6
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No. 134. Is the General Account Current, Bill Chappell, Deputy Treasurer, Bay Verte, with the Province for the year 1842, as follows:—

Collections in 1842, per Reports Nos. 35 and 36,.....	£8	5	5
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He charges,

10 per cent. commission on Collections,.....	£0	16	6
Remitted Province Treasurer, Report No. 101,.....	7	8	11
	£8	5	5

By Report No. 127, Audit of 1841-2, Mr. Chappell was indebted to the Province in the sum of.....

£16 15 3

And by No. 101 of the present Audit the Treasurer acknowledges the receipt of £24 4 5 from him, leaving £16 15 6 to place at his credit above the sum required for 1842,.....

16 15 6

Balance due the Deputy Treasurer 31st December 1842,.....	£0	0	3
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No. 135. Is the General Account Current, H. E. Dibblee, Deputy Treasurer, Woodstock, with the Province for the year 1842, as follows:—

Balance

Balance due the Province, per Acct. 31st Dec. 1841,	£5 11 11	
Short credit in error on entry 29th December 1841,	0 8 11	
		£6 0 10
Collections in 1842, per Reports 37 to 40, inclusive,.....		311 18 0
		<u>£317 18 10</u>

He charges,		
Paid Wolf Bounties, per Report No. —,.....	£5 0 0	
Remitted Province Treasurer, credited in 101,.....	273 16 10	
10 per cent. on Provincial Collections,.....	11 7 1	
		<u>£290 3 11</u>

Balance due the Province 31st December, 1842, per Account,.....	<u>£27 14 11</u>
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No. 136. Is an Abstract shewing the true state of the General Account Current of Thomas Moses, Deputy Treasurer, West Isles, with the Province for the year 1841, as follows:—

Balance in favor of the Province 31st December 1840,.....	£2 12 8
Collections in 1841, per Report No. 42,.....	64 8 10
	<u>£67 1 6</u>

The charges are,		
10 per cent. Commission on Collections,.....	£6 8 11	
Remitted Province Treasurer, credited No. 101,....	60 12 7	
		<u>£67 1 6</u>

No. 137. Is an Abstract shewing the true state of the General Account Current of Thomas Moses, Deputy Treasurer, West Isles, with the Province for the year 1842, as follows:—

Collections in 1842, per Report No. 43,.....	£64 1 7
The charges are,	
10 per cent. Commission on Collections,.....	£6 8 1
Remitted Province Treasurer, credited No. 101,....	9 17 1
	<u>16 5 2</u>

Balance due the Province 31st December, 1842, per Abstract,....	<u>£47 16 5</u>
---	-----------------

Mr. Moses' Accounts Current are made out in a confused manner, and are very incorrect, as by his shewing the Province is indebted *to him* in the sum of £45 6 3, whereas by his detailed Accounts and Vouchers, and the Treasurer's Account, the balance due *by him* is £47 16 5, as shewn above; to make the Accounts intelligible the Auditor has attached Abstracts as per Reports Nos. 136 and 137, to the Accounts Current furnished by the Deputy Treasurer.

No. 138. Is an Account of Thomas Moses for Guaging and Weighing Dutiable Articles at West Isles and Campo Bello in 1841, amounting to,.....

	£1 19 6	
Deduct,		
Overcharge in summing up,.....	0 10 0	
		<u>£1 9 6</u>

No. 139. Is an Account of Thomas Moses for Guaging and Weighing Dutiable Articles at West Isles and Campo Bello in 1842, amounting to,.....

	<u>£2 9 6</u>
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No. 140. Is the General Account Current, Edward Wood, Deputy Treasurer, Westmorland, with the Province for 1841, as follows:—

Collections, per Report No. 44,.....	£10 8 4	
Less, 10 per cent. Commission on Collections,.....	1 0 10	
		<u>£9 7 6</u>

o*

Carried forward,

<i>Brought forward</i> ,.....				£9	7	6
No. 141. Is his Account Current, &c. for 1842, as follows:—						
Collections per Report No. 45,.....	£32	1	0			
Less, 10 per cent. Commission on Collections,.....		3	4	1		
					£28	16 11
					£38	4 5
He charges,						
Remitted Prov. Treasurer in full for 1841 and 1842,	£38	4	5		£38	4 5
On reference to the Treasurer's General Account, Report No. 101, the sum received by him from E. Wood is only,.....	32	1	7			
Which leaves a balance due the Province of,.....					£6	2 10
No. 142. Is the General Account Current, William Carter, Deputy Treasurer, Dorchester, with the Province for 1841, as follows:—						
Collections, per Report No. 46,.....	£12	18	4			
Less, 10 per cent. Commission on Collections,.....		1	5	8		
					£11	12 8
No. 143. Is his Account Current, &c. for 1842, as follows:—						
Collections per Report No. 47,.....	£51	15	2			
Less, 10 per cent. Commission on Collections,.....		5	3	6—	£46	11 8
					£58	4 4
He charges,						
Remitted Province Treasurer for 1841 and 1842,.....					57	0 9
Balance in favor of the Province,.....					£1	3 7
The Deputy Treasurer, Fredericton, has not furnished his Account for the year 1842; by the Audit of 1841-2 he was indebted to the Province on the 31st of December, 1841, in the sum of,.....					£48	0 10
And by the Province Treasurer's General Account, Report No. 99, he has remitted him in 1842,.....					48	0 4
Balance due the Province on Account for 1841,.....					£0	0 6
From the accounts and Documents furnished, the following Balances appear to be due the Province in Money and Bonds, from the several undermentioned Officers:						
Beverley Robinson, Esquire, Province Treasurer, see his Balance Sheet, Report No. 115.						
James Campbell, late Deputy Treasurer, Saint Andrews, in suit, ..				£2,203	13	5
D. W. Jack, Deputy Treasurer, Saint Andrews,						
Balance of Account No. 120,.....				559	16	6
Robert Watson, Deputy Treasurer, Saint Stephen's,						
Balance of Account 123,.....				196	9	8
Thomas Moses, Deputy Treasurer, West Isles,						
Balance of Account 137,.....	£47	16	5			
Balance of Marine Hospital Fund Account 88,		14	3	4		
Balance of Light House Fund Account, No. 61,		62	4	9		
					124	4 6
J. W. Weldon, Deputy Treasurer, Richibucto,						
Balance of Account 128,.....				392	0	2
A. J. Wetmore, Deputy Treasurer, Saint George,						
Balance of Account No. 124,.....	£6	2	3			
Balance of Marine Hospital Fund, No. 87,.....		11	8	1		
					17	10 4
<i>Carried forward</i> ,.....					£3,493	14 7

<i>Brought forward</i> ,.....	£3,493	14	7
T. H. Peters, Deputy Treasurer, Miramichi,			
Balance of Account No. 125,.....	£2,208	12	9½
Balance of Beacons and Buoy Fund Account, 98,	35	3	9
			<hr/>
	2,243	16	6½
John Miller, Deputy Treasurer, Bathurst,			
Balance of Account No. 131,.....	225	4	9
H. E. Dibblee, Deputy Treasurer, Woodstock,			
Balance of Account No. 135,.....	27	14	11
Edward Wood, Deputy Treasurer, Westmorland,			
Balance of Accounts 140 and 141,.....	6	2	10
William Carter, Deputy Treasurer, Dorchester,			
Balance of Accounts 142 and 143,.....	1	3	7
Daniel Hannington, Deputy Treasurer, Shediac,			
Balance of Account No. 133,.....	£109	4	6
Balance of Gulf Lights Fund Account, 67,.....	11	13	5
Balance of Marine Hospital Fund Account, 93,	6	5	10
			<hr/>
	127	3	9
Dugald Stewart, Deputy Treasurer, Dalhousie,			
Balance of Abstract No. 129,.....	£740	17	9
Balance of Marine Hospital Fund, No. 91,.....	303	2	5
Balance of Gulf Lights Fund, Nos. 65, 85,.....	12	14	5
			<hr/>
	1,056	14	7
Joseph Beek, Deputy Treasurer, Fredericton,			
Balance of Account to 31st December, 1841,.....	0	0	6
			<hr/>
Total in the hands of the Deputy Treasurers, 31st December, 1842,			
by their Accounts,.....	£7,181	16	0½

The Treasurer's "Balance Sheet," No. 115, referred to above, fully explains the balances of his various Accounts; a large sum appears to be in the hands of the Attorney General for collection, the details of which will be furnished with the Report on his Accounts.

The Interest on Bonds given for Loans made by the Province to the Bridge Company; to sufferers in the Burnt District; to the Saint John Water Company; and for the relief of the suffering Poor, is greatly in arrears; some measures should be taken to enforce the immediate payment of the arrearages, and to ensure the regular payment of the Interest on those several Loans in future.

Of the Warrants paid by the Province Treasurer in 1842, the objects may be classed under the following heads:—

Civil List and Master of the Rolls,.....	£13,107	15	8
Pay, &c. of Legislature,.....	2,842	10	6
Collection and Protection of the Revenue,.....	3,980	1	7
Government Contingencies,.....	850	0	0
Baptist Seminary and Grammar Schools,.....	300	0	0
Madras and Parish Schools,.....	956	15	4
Packets and Stages,.....	526	17	2
Lunatic Asylum,.....	3,554	15	10
Vaccine Institution and Board of Health,.....	538	11	6
Bounties for Destruction of Bears,.....	28	10	0
Agriculture and Immigration,.....	215	0	0
Relief of Emigrants and Charitable purposes,.....	3,567	11	6
Report on, and relief of Indians,.....	209	9	4
Drawbacks and Return Duties,.....	2,383	1	5
Extra Head Money returned,.....	142	9	2
Province Agent,.....	246	13	4

Carried forward,..... £33,450 2 4

<i>Brought forward</i> ,.....	£33,450	2	4	
Militia,.....	554	15	6	
Apprehension of Deserters,.....	130	0	0	
Light Houses,.....	773	12	6	
Great Roads,.....	19,571	2	1	
Bye Roads and Bridges,.....	320	0	0	
Navigation of Rivers,.....	97	5	0	
Wharves and Landings,.....	283	4	0	
Geological Survey,.....	258	4	4	
Mechanics' Institute, Saint John,.....	516	15	4	
Improvement of Burnt District, Saint John,.....	2,581	7	4	
Exploring Canal Route in Westmorland,.....	1,000	0	0	
Surveying County Lines,.....	115	9	6	
Pensions and Donations,.....	595	11	2	
Provincial Penitentiary,.....	1,805	12	6	
Miscellaneous,.....	448	8	2	
				£62,501 9 9

F. P. ROBINSON, *Auditor*.

ORDINARY REVENUE.

The Province of New Brunswick in Account Current with Beverley Robinson, Esquire, Province Treasurer, at Saint John, from 1st January to 31st December 1842.

Dr.

Cr.

No. of Acct.		No. of Acct.	
1	To Balance due the Treasurer, as per Account 1st January, 1842, £4,865 0 0	9	By Amount of proceeds of Copper Coin received from England, £3,570 0 0
2	" Amount of Warrants, Series 1841 and prior, paid at Saint John from 1st January to 31st December 1842, 28,042 7 1	10	" Do. of Bonds received for advances to relieve suffering Poor, 3,600 0 0
3	" Do. of Warrants, Series 1842, paid at do. from do. to do., 28,656 10 1	11	" Do. received from H. M. Attorney General, 733 3 7
4	" Do. paid for Interest at do. from do. to do., 57,697 17 2	12	" Do. of sums refunded into the Treasury, 190 18 1
5	" Do. of 55 cases of Drawbacks allowed at do. from do. to do., 1,167 17 6	13	" Do. of negotiable Warrants issued and outstanding, 9,240 0 0
6	" Do. of 16 cases of Discount paid at do. from do. to do., 1,112 4 4	14	" Do. of Bills of Exchange drawn on George Baillie, Esq. London, 9,777 15 6
7	" Do. of Bounty paid to Seizing Officers of H. M. Customs do. do., 776 14 0	15	" Do. paid into the Treasury by Rec. General of Casual Revenue, 4,500 0 0
8	" Do. of Bonds transmitted to H. M. Attorney General for collection from do. to do., 1,946 3 10	16	" Do. paid by Collector of H. M. Customs at Saint John from 1st January to 31st December 1842, 8,391 17 7
	" Do. of Bonds transmitted to H. M. Attorney General for collection from do. to do., 3,887 4 8	17	" Do. of Ordinary Revenue collected at St. John from do. to do., 13,933 15 8
	" Do. paid to Savings Bank at Saint John, from do. to do., 4,084 15 5	18	" Do. of Auction Duties collected at St. John from do. to do., 213 11 5
		19	" Do. received for Pedlars Licences at St. John from do. to do., 5 0 0
		20	" Do. of Duties on Sales of Seizures by H. M. Customs at Saint John from do. to do., 773 11 6
			Received at sundry times from the following Deputy Treasurers, viz:—
			Thomas H. Peters, 4,426 12 3
			"Dugald Stewart, 1,463 10 3
			Miramichi, 372 4 3
			Delhouse, 861 15 6
			Bathurst, 56 16 11
			Richibucto, 24 4 5
			Shediac, 38 1 7
			Bay Verte, 57 0 9
			Westmorland, 48 0 4
			Dorchester, 273 16 10
			Federicton, 1,698 15 3
			Woodstock, 566 4 4
			Saint Andrews, 70 9 8
			Robert Watson, 32 16 8
			Thomas Moore, 9,984 9 0
			A. J. Wetmore, 9,549 4 8
			Saint George, 74,363 7 0
			By Balance due the Treasurer this 31st December 1842, 14,925 18 7

* The cause of the differences between D. Stewart's charge in his General Duty Account of sums remitted to Province Treasurer, and the above amount credited by me, is as follows, viz:—

D. Stewart sent } Order for Warrant No. 53, not in course of payment, £50 0 0
 as a remittance, } Do. " 237, do. 100 0 0
 Draft on R. Rankin & Co. at 20 days, received only 27th Dec. 1842, 50 0 0
 Do. on W. I. Bedell, £150, and Cash, £140, received only 6th Jan. 1843, 290 0 0

£490 0 0

B. ROBINSON, Province Treasurer.

Treasurer, Saint John, 2d January 1843.

B. ROBINSON, Province Treasurer.

Treasurer, Saint John, 2d January 1843.

Abstract of the Revenue of the Province of New Brunswick for the Year 1842.

	Ordinary Revenue.	Casual and Territorial Revenue.	Proceeds of Copper Coin & Bills of Exchange on London.	Received from Officers of Her M. Customs.	Duties on Auction Sales.	Licences to Pedlars.	Passenger and Emigrant Duties.	Light House Duties.	Sick and Disabled Seamen's Duties.	TOTALS.
Saint John.....	£13,933 15 8	£4,500 0 0	£13,347 15 6	£8,391 17 7	£213 11 5	£5 0 0	£1,794 0 10	£1,832 15 8	£679 9 9	£44,698 6 5
Miramichi.....	2,489 7 7	0 0 0	0 0 0	1,908 19 6	8 13 6	0 0 0	68 0 0	171 13 10	266 7 8	4,913 2 1
Dalhousie.....	829 19 6	0 0 0	0 0 0	556 8 7	0 0 0	0 0 0	1 15 0	83 0 10	77 10 7	1,548 14 6
Bathurst.....	322 15 0	0 0 0	0 0 0	167 12 5	0 0 0	0 0 0	0 0 0	8 3 1	8 3 1	506 13 7
Richibucto.....	308 2 7	0 0 0	0 0 0	332 2 3	0 0 0	0 0 0	0 0 0	40 14 8	37 1 4	718 0 10
Shediac, to 30th Sept. only.....	21 19 5	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	9 8 11	1 12 5	33 0 9
Bay Verte.....	5 0 5	0 0 0	0 0 0	0 0 0	0 0 0	3 5 0	0 0 0	6 2 8	0 0 0	14 8 1
Westmorland (Parish) 1841.....	9 8 4	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	10 8 4
Ditto, " 1842.....	28 16 0	0 0 0	0 0 0	0 0 0	0 0 0	3 5 0	0 0 0	0 0 0	0 0 0	32 1 0
Dorchester, 1841.....	6 8 4	0 0 0	0 0 0	0 0 0	0 0 0	6 10 0	0 0 0	0 0 0	0 0 0	12 18 4
Ditto, 1842.....	46 7 8	0 0 0	0 0 0	0 0 0	0 0 0	5 7 6	0 0 0	29 18 0	10 9 5	92 2 7
Woodstock.....	111 14 5	0 0 0	0 0 0	198 7 3	2 5 3	0 0 0	0 0 0	0 0 0	0 0 0	312 6 11
Saint Andrews.....	665 3 5	0 0 0	0 0 0	350 9 9	15 14 4	0 0 0	90 18 4	387 15 0	183 9 4	1,693 10 2
Saint Stephens.....	486 15 5	0 0 0	0 0 0	0 0 0	6 10 9	0 0 0	0 0 0	297 13 4	136 10 4	927 9 10
Saint George.....	32 1 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	39 7 0	16 9 6	87 17 6
West Isles, 1841.....	64 8 10	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	57 19 6	18 14 2	141 2 6
Ditto, 1842.....	64 1 7	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	69 3 1	28 13 11	161 18 7
TOTALS.....	£19,426 5 2	£4,500 0 0	£13,347 15 6	£11,905 17 4	£246 15 3	£24 7 6	£1,954 14 2	£3,033 15 7	£1,464 11 6	£55,904 2 0

COMPARATIVE STATEMENT.

	1841.	1842.	Increase.	Decrease.
Ordinary Revenue.....	£55,205 14 9	£19,426 5 2	£0 0 0	£35,779 9 7
Casual and Territorial Revenue.....	15,074 12 0	4,500 0 0	0 0 0	10,574 12 0
Proceeds of Copper Coin and Bills of Exchange.....	6,900 0 0	13,347 15 6	6,447 15 6	0 0 0
Received from Officers of Her Majesty's Customs.....	25,764 18 8	11,905 17 4	0 0 0	13,859 1 4
Auction Duties.....	711 18 11	246 15 3	0 0 0	465 3 8
Pedlars' Licences.....	51 17 6	24 7 6	0 0 0	27 10 0
Passenger and Emigrant Duties.....	1,762 0 10	1,954 14 2	192 13 4	0 0 0
Light House Duties.....	3,675 17 3	3,033 15 7	0 0 0	642 1 8
Sick and Disabled Seamen's Duties.....	1,836 10 10	1,464 11 6	0 0 0	371 19 4
TOTALS.....	£110,983 10 9	£55,904 2 0	£56,640 8 10	£61,719 17 7

B. ROBINSON, Province Treasurer.

Treasury, Saint John, 11th January 1843.

**STATEMENT OF THE FINANCES OF THE PROVINCE OF NEW BRUNSWICK
ON THE 31ST DECEMBER, 1842.**

Debts of the Province.

Warrants of Series 1841, bearing Interest,.....	£49,890	19	6
Do. Do. not demanded,.....	2,136	10	4
Do. Series 1842, bearing Interest,.....	24,477	12	5
Do. Do. not demanded,.....	8,468	12	7
Negotiable Warrants bearing Interest,.....	9,240	0	0
Interest due on Warrants, 1841, to 31st Dec. 1842, £3,105	19	4	
Do. Do. 1842, to Do.	684	10	4
Do. on Negotiable Warrants Do.	92	8	0
		3,882	17 8
Debentures issued for Loans, Burned District,.....	£16,300	0	0
Interest due thereon,.....	168	0	0
Amount due to Savings Bank, bearing Interest,.....	5,704	16	0
Do. to Bank of New Brunswick, Cash Credit Account,...	18,302	4	9
Appropriations for which Warrants have not been issued, per Account of Province Secretary,.....	24,000	0	0
Total Debts,.....		£162,571	13 3

Assets of the Province.

Bonds and Cash in the Treasury,.....	£12,860	5	7
Do. for Loans, Burned District, £15,950	0	0	
Interest due thereon,.....	1,008	0	0
		16,958	0 0
Do. Saint John Water Company, £5,000	0	0	
5 years 85 days Interest due thereon,.....	1,567	7	3
Do. for advances for relief of suffering Poor,.....	3,500	0	0
Do. of Wm. Hammond for Copper Coin,.....	3,420	0	0
Total in the Treasury,.....		£43,305	12 10
Balance in the hands of George Baillie, Esquire,.....	9,000	0	0
Bonds in the hands of the Attorney General per his Account,.....	14,000	0	0
Net balance in the hands of Receiver General of Casual Revenue,.	1,600	0	0
Estimated value of Bonds in the } for Lands,.....	£2,000	0	0
hands of the Surveyor General, } for Timber,.....	18,000	0	0
		20,000	0 0
Total Assets,.....		£87,905	12 10
Amount of the Debt,.....		£74,666	0 5

Fredericton, 25th January 1843.

B. ROBINSON, *Province Treasurer.*

Of the foregoing List of Debts, the following bearing Interest, may be considered as urgent:

Warrants in the Treasury,.....	£94,213	14	10
Interest due thereon,.....	3,882	17	8
Interest due on Debentures,.....	168	0	0
Amount due to the Savings Bank,.....	5,704	16	0
Part of the £24,000 for which Warrants have not issued,.....	6,000	0	0
Interest accruing in 1843 on the above & on Cash Credit Account,	6,000	0	0
Total amount of urgent demands,.....		£115,969	8 6

*To meet which, there will probably be made available during the current year,
the following Assets, viz:—*

Part of Bonds and Cash in the Treasury,.....	£10,000	0	0
Interest due on Bonds, Burned District,.....	1,008	0	0
Copper Coin,.....	3,420	0	0
Balance in the hands of G. Baillie, Esquire,.....	9,000	0	0
From the Attorney General, portion of Balance,.....	7,000	0	0
“ “ Receiver General, of Casual Revenue, Balance,.....	700	0	0
“ “ Surveyor General, portion of Bonds,.....	4,000	0	0
Total amount of available Assets,.....		£35,128	0 0

Balance bearing Interest at 6 per cent. besides the balance of Cash Credit Account, £80,841 8 6

Fredericton, 25th January 1843.

B. ROBINSON, *Province Treasurer.*

PASSENGER DUTIES.

Abstract of Passenger Duties collected, and Sums paid for relief of Emigrants in each Year, from the commencement of the Act to this date.

Duties.				Net Receipts		Paid in.		Expenditure.			
1833 Returned,	£1179 35	1 4	7 2	£1143	17 5	1833	...	...	...	£250	0 0
1834	...	...	...	£2100	14 2	1834	...	...	...	£920	15 8
1835 Returned,	£712 153	15 7	10 6	£559	8 4	1835	...	...	...	£1225	3 6
1836 Returned,	£1762 95	19 4	7 2	£1667	15 5	1836	...	...	...	£853	16 2
1837 Returned,	£2310 117	6 9	5 2	£2192	17 3	1837	...	...	...	£3258	16 0
1838	...	...	...	£262	18 4	1838	...	...	...	£3472	16 2
1839	...	...	...	£792	18 8	1839	...	...	...	£1395	6 5
1840 Returned,	£1942 90	14 0	0 10	£1852	13 2	1842 Do. charged to Ordinary Revenue,	£369	13	10	1684	5 8
1841 Returned,	£1764 235	8 9	10 8	£1528	18 2	1841	...	...	...	£2567	15 11
1842 Returned,	£1938 142	12 9	10 2	£1796	3 8	1842	...	...	...	£3221	16 4

Applied for as expended in 1842,..... £2,447 8 10

B. ROBINSON, *Province Treasurer.*

Frederickton, 18th February 1843.

REPORTS ON PUBLIC ACCOUNTS.

Auditor's Office, Fredericton, 9th January, 1843.

REPORT

UPON SUNDRY ACCOUNTS FURNISHED BY SUPERVISORS OF GREAT ROADS.

No. 1. WILLIAM CHANDLER, SUPERVISOR.

Grant 1842—Road from Shediac to Richibucto,..... £40 0 0
Audit " —Balance unexpended,..... 4 16 8

Expenditure, £40 16 8: Commission, £4,..... £44 16 8
44 16 8
£0 0 0

The Account is accompanied by necessary vouchers and affidavit, and is satisfactory.

No. 2. L. B. RAINSFORD, SUPERVISOR.

Grant 1842—Road from Oak Bay to Eel River,..... £75 0 0
Expenditure, £70 2s: Commission, £7 10s..... 77 12 0

Due the Supervisor,..... £2 12 0

The Account is accompanied by necessary vouchers and affidavit, and is satisfactory.

No. 3. NATHANIEL HUBBARD, SUPERVISOR.

Grant 1842—Road from Fredericton to Finger Board, £50 0 0
Audit 1842—Balance unaccounted for,..... 1 11 7

Expenditure, per Account, £44 16 6: Commission, £5: £49 16 6
From which deduct—
Overcharge in L. H. DeVeber's Account, voucher No. 3, 0 2 1— 49 14 5
Due the Province,..... £1 17 2

The Account is sworn to and vouched.

No. 4. L. B. RAINSFORD, SUPERVISOR.

Grant 1842—Road from Waweig to Saint Stephen,..... £10 0 0
Expenditure, £9: Commission, £1, 10 0 0
£0 0 0

The Account is accompanied by necessary vouchers and affidavit, and is satisfactory.

No. 5. JAMES WALLACE, JUN., SUPERVISOR.

Grants 1842—Road from Shediac to Dorchester,..... £15 0 0
Road from Shediac to Petitcodiac,..... 12 0 0
Road from Salisbury to Hopewell,..... 60 0 0
£87 0 0

Carried forward,

<i>Brought forward</i> ,.....	£87 0 0
Balance due the Supervisor, Audit of 1842,.....	£2 10 8
Expenditure, per Account, £75 4 3: Commission, £8 14:	83 18 3
Add, payment per voucher not extended in the Acct. (No.15)	0 5 0
	<u>£86 13 11</u>

And deduct—

David Berry, No. 4, no witness to his X.....	£2 5 8
Error in No. 6, Robert Mitton, 8s. 3d. overcharge,	0 8 3
Error in No. 5, Robert Hopper, 11s. overcharge,	0 11 0— 3 4 11—
	83 9 0

Due the Province,.....	<u>£3 11 0</u>
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The Account is sworn to, and vouched.

No. 6. L. B. RAINSFORD, SUPERVISOR.

Grant 1842—Road from Fredericton to St. Andrews,.....	£200 0 0
Expenditure charged, £171 13 10: Commission, £20:	£191 13 10
Commission due Rainsford and Brown on last years' over expenditure,.....	10 0 0

Total expenditure per Account,.....	£201 13 10
-------------------------------------	------------

From which deduct—

Charge for Commission to Rainsford and Brown, £10	0 0
Charge for payment to "English Emigrants,"	
No. 21 in the Account, but unvouched,	5 0 0— 15 0 0—
(Voucher since furnished, £5.)	186 13 10

Due the Province,.....	<u>£13 6 2</u>
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This Account is supported by the necessary vouchers and affidavit.

No. 7. JAMES KETCHUM, SUPERVISOR.

Grants 1842—Road from Woodstock to Houlton,....	£20 0 0
“ Fredericton to Woodstock,	400 0 0
“ Woodstock to Restook,....	200 0 0
“ Restook to Grand Falls, ..	70 0 0
	<u>£690 0 0</u>

Expenditure charged, £616 8 2: Commission, £69,.....	£685 8 2
--	----------

From which deduct objectionable items, viz:—

Printing and Advertising,.....	£0 18 3
Interest paid the Central Bank,.....	0 18 7— 1 16 10—
	683 11 4

Due the Province,.....	<u>£6 8 8</u>
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This Account is supported by the necessary vouchers and affidavit, but more than one half of the appropriation from Fredericton to Woodstock was expended in days' works, contrary to the Act of the Legislature, and is therefore objectionable.

No. 8. DAVID CROCKER, SUPERVISOR.

Grants 1842—Road from Richibucto to Chatham,....	£50 0 0
To reimburse Supervisor balance due him for previous year,	30 14 3
	<u>£80 14 3</u>
Expenditure charged,.....	£42 14 9
Balance from the previous year,.....	30 14 3
Commission charged,.....	8 1 5
	<u>£81 10 5</u>

Carried forward,

<i>Brought forward</i> ,.....	£81	10	5	£80	14	3
From which deduct—						
Commission on the Special Grant, not sustainable in this Account,.....	£3	1	5			
Payment to Michael Clair by J. Cunard & Co. voucher No. 11, for which no reason is given and no service shewn, therefore inadmissible,.....	2	0	0—	5	1	5—
				76	9	0
Due the Province,...				£4	5	3

This Account is supported by the necessary vouchers, and is sworn to ; more than half of the expenditure is by days' labour which is contrary to Law ; £10 is in part payment for a Bridge across Davidson's Creek, which was built for £70 under a contract taken in the Fall of 1841, and £60 is due the contractor, William M'Leod ; Mr. Crocker certifies that the Bridge is properly finished.

No. 9. DAVID CROCKER, SUPERVISOR.

Grants 1842—Road from Newcastle to Bathurst,.....	£80	0	0			
“ Bathurst to Campbellton,....	400	0	0			
“ 1842—To reimburse the Supervisor for a balance due him from the previous year,	153	1	10			
				£633	1	10
Expenditure charged,.....	£502	0	2			
Balance from the previous year,.....	153	1	10			
Commission charged,.....	63	6	2			
	£718	8	2			
From which deduct—						
Commission on the Special Grant, not sustainable in this Account,.....	£15	6	2			
“ Paid David M'Intosh for damages sustained by Mrs. Charlefour,”—no authority from her produced, therefore inadmissible,.....	3	0	0			
Printer's Bill inadmissible, (No. 29,).....	5	0	0—	18	11	2—
				699	17	0
Balance due the Supervisor,.....				£66	15	2

A balance of £30 appears also to be due Alexander Goodfellow for a Bridge built by him.

This Account is supported by the necessary vouchers and is sworn to ; a charge of £13 for 13 days' labour of Supervisor exploring and staking alterations in the Road, appears to be unreasonably high, particularly as a Surveyor was employed five days on the same service ; it is therefore specially submitted for consideration.

No. 10. JAMES GILMOUR, SUPERVISOR.
(Service performed by Alexander Goodfellow.)

Grant 1842—Road from Fredericton to Newcastle,.....	£300	0	0			
Expenditure charged, £324 7 7: Commission, £30:.....	£354	7	7			
Less,—Voucher No. 1, no witness to Thomas Dempsey's X,.....	£4	17	0			
No. 15, charge for Printing.....	0	5	0—	5	2	0—
				349	5	7
Due the Supervisor,.....				£49	5	7

This Account is supported by the necessary vouchers and is sworn to ; about three fourths of the expenditure was by days' works, contrary to Law.

No. 11.

No. 11. ALEXANDER GOODFELLOW, SUPERVISOR.

Grants 1842—Road from St. John to the Nova Scotia Line,	£250	0	0	
“ Bellisle to Saint John,.....	40	0	0	
Repairing Hampton Ferry Bridge,.....	100	0	0	
Loan from the Treasury, 1842.				
Repairing Hammond River Bridge,.....	150	0	0	
				£540 0 0
Expenditure charged,.....	£518	3	7	
Commission,	54	0	0	
				£572 3 7

From which deduct—

Shirt, 3s 9d, Shoeing Horse, 4s 6d. See Vo. No. 1,	£0	8	3	
Charge in No. 11, payment to Balf by Wm. Clark ;				
the Supervisor having paid Balf's wages,....	0	14	2	
In No. 11 Wm. Clark charges £13 2s. for 2 12-30ths				
months wgs. at 100s. per month : overcharge,	1	2	0	
Charges for Printing, Nos. 13 & 14, inadmissible,	0	10	0	
In No. 11, charges for payment to Blacksmith,				
29s. : laborer Gessimin, 10s. : no vouchers,	1	19	0—	4 13 5— 567 10 2
Due the Supervisor,.....				£27 10 2

The Account is supported by the necessary vouchers and affidavit, but it comprises charges to the amount of £6 19 5, for a tent, tools and utensils, which should be disposed of, and the net proceeds credited the Province. The proportion of expenditure by days' works is greater than contemplated in the Act of Assembly, which is objectionable.

No. 12. WILLIAM FOSHAY, SUPERVISOR.

Grants 1842—Road from Fredericton to St John via Nerepis,	£100	0	0	
“ Nerepis to Gagetown,.....	20	0	0	
“ Oromocto to Gagetown,.....	15	0	0	
				£135 0 0
Expenditure charged,.....	£125	5	3½	
Commission charged, 10 p. c. on expenditure,	12	10	6	—137 15 9½
The Commission should be 10 per cent. on £120, and				
5 per cent. on £15; the Road from Oromocto to Gage-				
town not being recorded as a Great Road—Amount, £12				
15s. : difference, 4s. 6d.....	0	4	6—	138 0 3½
Due the Supervisor,.....				£3 0 3½

The Account is supported by the necessary vouchers and affidavit, but they are not sufficiently explicit as to which Roads each item of expenditure was made upon ; and one voucher, (No. 8) although sworn to before the Supervisor, bears no date ; in No. 11 a mistake of 1s. per rod has been made in the price named as the contract price ; or the contractor James Wallace has been short paid £1 10s ; 30 rods, at 2s. per rod, being extended £1 10s. Nearly three fourths of the expenditure is by days' works.

No. 13. GEORGE HAYWARD, LATE SUPERVISOR.

Audit of 1842—Unsatisfactory voucher,.....	£5	16	8	
Balance unexpended,.....	1	10	0	
				£7 6 8
Satisfactory vouchers furnished for the expenditure of.....				7 6 8
				£0 0 0

No. 14. JAMES A. MACLAUCHCAN, SUPERVISOR.

"The Canada Line."—Defective voucher per Audit of 1841,	£56	0	0	
Less—Over expenditure, Audits 1841, 1842,.....	4	18	9	
				£51 1 3
The Supervisor furnishes J. R. Partelow's Certificate that a satisfactory voucher (No. 24) was produced to him subsequent to the Audit of 1841,				56 0 0
Due the Supervisor,.....				£4 18 9

Specially submitted for consideration.

Voucher since delivered Auditor General.—J. R. P.

No. 15. GEORGE ANDERSON, SUPERVISOR.

Grant 1842—Road from Saint John to Saint Andrews,.....	£120	0	0	
Audit 1842—Balance unexpended,.....	32	8	0	
				£152 8 0
Expenditure charged,.....	£130	7	4	
Commission,	12	0	0	
				£142 7 4

From which deduct—

Receipts from parties having no witnesses to their X's, viz:

No. 8, Thos. Gillespie,.....	£5	17	0	
Patrick Berry, £6: No. 15, Bd. Campbell, £4 1s. 10	1	0—	15 18 0—	126 9 4

Due the Province,.....				£25 18 8
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The Account is supported by the necessary vouchers and affidavit; but two of the vouchers, Nos. 2 & 3, are made up in an unsatisfactory manner, being for the expenditure of £26 19 6, apparently by private agreement, without giving any particulars as to the labor performed, or the time occupied in performing it. £102 of the expenditure charged was for days' labor, and labor by private contracts; £1 8s. was for tools, and £3 17 6 for paint and oil, without any information being given as to how and where it was used. A Report upon the state of the Road and Bridges accompanies the Account.

No. 16. JAMES A. MACLAUCHLAN, SUPERVISOR.

Grant 1842—Road to Canada, above the Great Falls,.....	£500	0	0	
Audit 1842—Balance unexpended by the late Supervisors				
Maclauchlan and Robinson,.....	85	10	2	
" Charge for personal service of J. A. Mac-				
lauchlan, disallowed in 1842,.....	20	0	0	
" Unsatisfactory vouchers,.....	1113	0	0	
				£1718 10 2
Expenditure charged,.....	£536	14	8	
Commission, 10 per cent. on Grant,.....	50	0	0	
Vouchers satisfactorily explained by the con-				
tractor and signer in person,.....	1113	0	0	
				£1699 14 8

From the expenditures, deduct—

Voucher No. 12, charge for Postage from Quebec of a Plan				
of a proposed Bridge for the Great Falls, not allow-				
able in this Account,.....	£1	3	3	
No. 26, printing Hand Bills,.....	0	17	6—	2 0 9—1697 13 11
Due the Province,.....				£20 16 3

The

The Account is sworn to, and is accompanied by the necessary vouchers, which are drawn up in a very satisfactory manner. The Auditor has felt himself obliged in this and several other Accounts to reject the charge for printing advertisements, in consequence of no such charge being allowable by the Road Law, but he is of opinion that it would be for the public interest to allow such charges, when reasonable and properly vouched, as the greater the publicity given to the sales, the greater is the competition likely to be.

L. B. RAINSFORD AND JAMES BROWN, JUNIOR, LATE SUPERVISORS.

No. 17. Road from Oak Bay to Eel River.

Audit 1842—Balance unexpended,.....	£2	1	5	
“ Charges not vouched,.....	2	18	6	
				£4 19 11
Satisfactory vouchers furnished for.....				2 18 6
Due the Province,.....	£2	1	5	

A balance of £2 12s. is due L. B. Rainsford, over expenditure on this Road. See No. 2 of the present Audit.

F. P. ROBINSON, Auditor.

Office of Audit, Fredericton, 23d March, 1843.

Supplementary Report on Accounts of Supervisors of Great Roads.

No. 18. Road from Fredericton to Newcastle.

ALEXANDER GOODFELLOW, SUPERVISOR.

Audit of 1842—Balance unexpended,.....	£878	17	0	
“ “ Defective vouchers,.....	5	0	0	
				£883 17 0
Attested Account and vouchers furnished for.....	£874	1	7	
Corrected vouchers furnished for.....	5	0	0	— 879 1 7
Due the Province,.....				£4 15 5

£798 9 9 of the above Account is for payments to Daniel Brockway, on account of building a Bridge at Renous River, which Bridge the Commissioner reports was not finished according to contract, and in consequence a deduction was made. The Commissioner produces as a voucher for the principal part of the sum paid Brockway, an Account against him, and the affidavit of David Goodfellow that he delivered a correct copy of it to Brockway, who after examining it, said it was correct. The Commissioner also states that the balance of £4 15 5 will be credited to the Province in the Account of James Gilmour, Esquire, who was Supervisor of the same Road in 1842, and to whom a balance is due for over-expenditure thereon.

No. 19. From Fredericton to Newcastle.

JAMES GILMOUR, SUPERVISOR.—Expended by A. GOODFELLOW.

Audit of 1843—No. 11. Due the Supervisor,.....	£49	5	7	
A correct receipt from Thomas Dempsey now furnished for.....		4	17	0
Due the Supervisor,.....	£54	2	7	

No. 20.

No. 20. From Saint John to the Nova Scotia Line.

ALEXANDER GOODFELLOW, SUPERVISOR.

Audit of 1843—No. 12. Due the Supervisor.....	£27	10	2
The Commissioner has furnished satisfactory explanations and vouchers for the following payments disallowed in last Audit:—			
Paid by William Clark on account of P. Balk's wages,..	£0	14	2
" " to Blacksmith for tools,.....	1	9	0
" " to A. Jessimar, handling tools,..	0	10	0—
		2	13
		2	
Due the Supervisor,.....	£30	3	4

No. 21. From Fredericton to the Finger Board.

NATHANIEL HUBBARD, SUPERVISOR.

Audit of 1843—(No. 3.) Due the Province,.....	£1	17	2
The Commissioner has furnished a satisfactory receipt for the payment of £3 6 8 to John Kellor in 1841, disallowed in Audit of 1842, No. 18, for want of a receipt,.....			
		3	6
		8	
Due the Supervisor,.....	£1	9	6

No. 22. From Richibucto to Chatham.

DAVID CROCKER, SUPERVISOR.

Audit of 1843—(No. 9.) Due the Province,.....	£4	5	3
The Commissioner has given a satisfactory explanation of the charge of £2 paid Michael Clair by Joseph Cunard and Co. and disallowed in last Audit,.....			
		2	0
		0	0
Due the Province,.....	£2	5	3

No. 23. From Fredericton to Salmon River.

THOMAS O. MILES, LATE COMMISSIONER.

Grant of £500 made in 1842 for discharging the various contracts made by the late Commissioners on the Road from Fredericton to Petitcodiac, War-			
rant for £379 2 2 of it issued in favor of Mr. Miles,.....			
	£379	2	2
Balance due Commissioner, Audit of 1842, No. 5,.....	£36	19	7
Payments in 1842, in discharge of sundry contracts,.....	379	2	2
Ten per cent. Commission on £379 2 2,.....	37	18	0—
		453	19
		9	
Due the Commissioner, per Account,.....	£74	17	7
From which deduct—			
The payment to Joseph F. Estabrooks for John C. Tapley is correct only to the extent of the order which Tapley gave Estabrooks, (£6); the difference between that sum and £14, the amount actually paid, must stand against the Commissioner until he produces a receipt or some other authority from Tapley for the payment,			
		8	0
		0	0
Due the Commissioner,.....	£66	17	7

The Account is attested and correctly vouched, (excepting the £8.) The charge, of ten per cent. is not interfered with, although the Line is not recorded as a Great Road; in consequence of that per centage having been allowed on all the expenditures heretofore made on the Road; but the per centage allowed by Law being only five per cent. the charge is specially submitted for consideration.

No. 24.

No. 24. From Newcastle to Swim's Ferry.

ALEXANDER GOODFELLOW, LATE SUPERVISOR.

Audit of 1837—No. 3. Imperfect vouchers,.....	£28 19 2
Correct vouchers have been furnished for.....	£28 19 2

Satisfactory.

F. P. ROBINSON, Auditor.

Auditor's Office, Fredericton, 9th January, 1843.

REPORT

UPON SUNDRY ACCOUNTS FURNISHED BY COMMISSIONERS OF BYE ROADS.

SAINT JOHN.

THOMAS M'MACKIN, COMMISSIONER.

No. 1.—Grant 1837. Road from M'Namara's to South Bay,.....	£15 0 0
He produces vouchers for the expenditure of.....	15 0 0
	<u>£0 0 0</u>

No Commission is charged. The Account is not sworn to, and therefore is not satisfactory.—Written to for an attested Account.

ANDREW MILLICAN, COMMISSIONER.

No. 2.—Audit of 1838. Imperfect vouchers,.....	£15 14 0
" 1840. Do. do.....	3 9 0
	<u>£19 3 0</u>
The Commissioner furnishes a satisfactory voucher for the expenditure of	3 9 0
	<u>£15 14 0</u>

Due the Province,.....

JOHN BROWN, COMMISSIONER.

No. 3.—Audit of 1840. Imperfect vouchers,.....	£3 10 0
" 1842. Do. do.....	60 0 0
	<u>£63 10 0</u>
The Commissioner has furnished satisfactory vouchers for the expenditure of	60 13 4
	<u>£2 16 8</u>

A voucher is required for an expenditure charged of £3 10s; when furnished, 13s. 4d. will be due the Commissioner.

EPHRAIM SENTELL, COMMISSIONER.

No. 4.—Grant 1838. Bridge across Loch Lomond Thoro'fare, £10 0 0	
Audit 1842. Imperfect vouchers,.....	2 0 0
	<u>£12 0 0</u>
Vouchers are produced for expenditure of.....	£11 10 0
Commission,	0 10 0—£12 0 0
	<u>£0 0 0</u>

The Account is attested to, and is satisfactory.

No. 5.

JAMES LOVE, COMMISSIONER.

No. 5.—Grant 1841. Road from Milliken's past Cain's,.....	£10	0	0
Expenditure, £9 10 7: Commission, 10s.....	10	0	7
Due the Commissioner,.....	£0	0	7

The Account is sworn to and properly vouched, but £5 3 6 of the Grant was expended in days' labor of men and oxen, contrary to Law, it is therefore not satisfactory.

JAMES MORAN, COMMISSIONER.

No. 6.—Audit of 1838. Accounts not sworn to,.....	£15	0	0
“ 1839. Do. do.....	130	0	0
“ 1840. Do. do.....	70	0	0
“ 1840. Imperfect vouchers,.....	14	10	0
	£229	10	0
Satisfactory affidavit furnished for.....	215	0	0
Due the Province, until satisfactory vouchers are furnished,.....	£14	10	0

ROBERT POWER, COMMISSIONER.

No. 7.—Grant 1840. Road from Black Settlement R. to Garnett's,.....	£40	0	0
“ “ Road from Black River Road to Mount Prospect,.....	10	0	0
	£50	0	0
Vouchers are produced for the expenditure of.....	50	0	0
	£0	0	0

No Commission charged. The Account is attested to, and is satisfactory.

ROBERT POWER, COMMISSIONER.

No. 8.—Part of Grant 1841. Road from Little River to Black River,	£40	0	0
The Commissioner charges an expenditure of.....	£75	19	8
From which deduct—			
Payment charged to Robert Moore, Junior, his X being to the receipt unwitnessed,.....	8	13	4—
	67	6	4
Due the Commissioner,	£27	6	4

The Grant was for £60, of which Richard Calvert has expended and accounted for £20. Mr. Power states that the Road could not be made passable with a smaller outlay. No Commission is charged, and the Account is attested to.

WILLIAM M'AFFEE AND JAMES SHANKLIN, COMMISSIONERS.

No. 9.—Grants 1841. Road from Cody's to Head of First Lake,.....	£20	0	0
“ “ Road from First Lake to Quaco,.....	80	0	0
“ “ Road from Quaco Road, thro' Ryan Settlement,	25	0	0
“ “ Road from Black Settlement R. to Wilmot's Farm,	40	0	0
“ “ Road from Quaco to County Line, near Tabor's,	20	0	0
“ “ Road from Hibernia Settlement to Quaco Road,	15	0	0
“ “ Road from Quaco to Barns' Mill,.....	20	0	0
	£220	0	0
Expenditure by the Commissioners' Account,.....	£209	0	8
Commission,	11	0	0—
	220	0	8
Due the Commissioners, per Account,.....	£0	0	8

The

The Account is correctly made up and attested, but is not accompanied by any vouchers. Mr. J. R. Partelow's certificate that they were destroyed by fire whilst in his possession, is furnished by the Commissioners. Specially submitted for consideration.

MICHAEL MAHONEY, COMMISSIONER.

No. 10.—Grant 1839.	Road from Indian Town to M'Kay's Mill,.....	£25	0	0
" 1840.	Road from near Delaney's to Kenebeckacis,....	25	0	0
" "	Road leading to Sand Point,.....	15	0	0
		£65	0	0

The expenditure charged is £62 7 6: Commission, £3 5s.....£65 12 6

From which deduct—

Payment charged to James Butler, his X being to the receipt, and no witness,.....	23	15	0—	41	17	6
Due the Province,.....	£23	2	6			

The Account is attested to, and when the Commissioner furnishes a satisfactory voucher for the payment to James Butler, a balance of 12s. 6d. will be due him.

ROBERT LONG, COMMISSIONER.

No. 11.—Grant 1841.	Road from Frog Pond to Loch Lomond,.....	£75	0	0
Expenditure charged, £71 5: Commission, £3 15s.....		75	0	0
		£0	0	0

The Account is correctly made up and attested to, but is unaccompanied by any vouchers. Mr. J. R. Partelow certifies that they were destroyed by fire. Specially submitted for consideration.

GEORGE BALL, COMMISSIONER.

No. 12.—Grant 1841.	Road from Little River to Mispic,.....	£20	0	0
" "	Road from Mispic Mills to Cape Spencer,.....	10	0	0
" "	Road from Hibernia Settlement to Quaco Road,	25	0	0
		£55	0	0

The Commissioner charges an expenditure of.....	£53	0	0			
A balance due him per Audit of 1841,.....	4	4	0			
And Commission on the expenditure,.....	2	13	0—	59	17	0

And he claims a balance of.....	£4	17	0			
Add, short charge on Commission, should be £2 15s.....	0	2	0			

Due the Commissioner,.....	£4	19	0			
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The Account is attested to, and is satisfactory.

ROBERT PAYNE, COMMISSIONER.

No. 13.—Audit of 1840.	Imperfect vouchers,.....	£13	15	0
Satisfactory vouchers furnished for.....		13	15	0
		£0	0	0

No. 14.

RICHARD CALVERT, COMMISSIONER.

No. 14.—Grants 1841.	Road from Blakslee's Farm to Little River,....	£25	0	0
“ “	Road from Little River to Loch Lomond,.....	25	0	0
“ “	Road from Little River to Black River, in part,	20	0	0
		<hr/>		
		£70	0	0

Expenditure charged, £79 8 2½: Commission, £3 19 3½,....£83 7 6

From which deduct—

Commission overcharged,.....	£0	9	3½						
Error in extending 3d. charge for advertising, 5s.	0	5	3—	0	14	6½	—82	12	11½

Due the Commissioner..... £12 12 11

The Account is attested to, and is otherwise satisfactory.

WILLIAM R. SENTELL, COMMISSIONER.

No. 15.—Audit of 1840. Imperfect vouchers,.....	£9	15	3
Satisfactory vouchers furnished for.....	9	15	3
	£0	0	0

WILLIAM R. SENTELL AND JAMES BRICKLEY, COMMISSIONERS.

No. 16.—Audit of 1840.	Imperfect vouchers,	£12 6 3
	Satisfactory vouchers for	£12 5 9
	Error in Audit Report of 1840,	0 0 6—
		12 6 3
		<hr/>
		£0 0 0
		<hr/>

RICHARD NOWLAN, Commissioner.

No. 17.—Grants 1839.	} For a Bridge across Croft's Creek on the Road to Saint Andrews,	{	£12	0	0	
" 1840.			12	0	0	
" 1841.			30	0	0	
			<hr/>			£54 0 0
The Commissioner charges, this sum due him per Audit 1839,			£6	10	0	
Payments to Dean and Tiner in part for building Bridge, ..			44	16	0	
Commission,			2	14	0	
			<hr/>			54 0 0
			<hr/>			£0 0 0

The Bridge was built by Benjamin Dean and John Tiner for £89; the Approaches, £4 11 8. They have received on Account £44 16s., leaving a balance due them of £48 5 8.

The Commissioner certifies that the Bridge is built in a complete, substantial, workmanlike manner; he claims Commission on the balance in his Account, which is not admissible. The Account is attested.

WILLIAM M'GRIGOR, COMMISSIONER.

No. 18.—Audit of 1842. Imperfect vouchers.....	£11 10 6
Satisfactory vouchers furnished for.....	11 10 6
	<hr/>
	£0 0 0
	<hr/>

No. 19.

JAMES BROWN, COMMISSIONER.

No. 19.—Audit of 1842. Balance unexpended,..... £0 2 10

The Commissioner has furnished an amended Account accompanied by satisfactory vouchers, by which it appears that in last year's Account he charged as paid to F. M'Ganey for 160 rods of Road at 1s. 10½d. in lieu of 166 rods, the quantity made and paid for. Balance to go at his credit,.....

0 11 3

Due the Commissioner,.....

£0 8 5

The Account is sworn to, and is satisfactory.

No. 3.—A satisfactory voucher has been furnished by John Brown for the expenditure of £3 10s. Balance due him, 13s. 4d.

KINGS.**ZEBULON JONES, COMMISSIONER.**

No. 1.—Grant 1841. Repairing Bridge and approaches near Jones'.... £20 0 0

Satisfactory Account and vouchers for expenditure of £19 0 0

Commission, 1 0 0— 20 0 0

£0 0 0

ISAAC HAVILAND, COMMISSIONER.

No. 2.—Grant 1841. Road from near Mrs. Brown's to J. M'Keels,.... £10 0 0

Expenditure, £9 10s. : Commission, 10s.,..... 10 0 0

£0 0 0

The Account is attested to, and is very satisfactory.

JOHN H. RYAN, COMMISSIONER.

No. 3.—Grant 1841. Bridge near John Ryan's,..... £10 0 0

Expenditure, £9 10s. : Commission, 10s.,..... 10 0 0

£0 0 0

The Account is attested to, satisfactory.

ABRAHAM GOOD, COMMISSIONER.

No. 4.—Grant 1841. Road from Leeper's to Wright's,.... £10 0 0

Audit 1842. Imperfect vouchers,..... 0 19 0— £10 19 0

Expenditure, £10 9s. : Commission, 10s.,..... 10 19 0

£0 0 0

The Account is attested to, satisfactory.

JOHN C. VAIL, COMMISSIONER.

No. 5.—Audit of 1839. Balance unexpended,..... £7 8 0

Satisfactory vouchers furnished for..... 7 8 0

£0 0 0

SAMUEL GORHAM, COMMISSIONER.

No. 6.—Audit of 1842. Balance unexpended,.....	£0 3 9
By the Audit of 1840, a balance of 7s. 2d. was due Mr. Gorham, which he omitted noticing in his last year's Account, he has now called attention to it,.....	0 7 2
Due the Commissioner,.....	£0 3 5

JOHN HENDERSON, COMMISSIONER.

No. 7.—Audit of 1839. Imperfect voucher,.....	£1 0 0
Satisfactory voucher furnished,.....	1 0 0
	£0 0 0

AARON HASTINGS, COMMISSIONER.

No. 8.—Audit of 1842. Vouchers not furnished,...	£30 0 0
Satisfactory vouchers furnished,.....	30 0 0
	£0 0 0

ANDREW HAMM, COMMISSIONER.

No. 9.—Audit of 1842. Imperfect voucher,.....	£1 17 4
Satisfactory proof furnished of the payment,.....	1 17 4
	£0 0 0

ROBERT S. MATTHEW, COMMISSIONER.

No. 10.—Grant 1839. Road across Darling's Island,.....	£10 0 0
Expenditure, £12 5 8: no Commission charged,.....	12 5 8
Due the Commissioner,.....	£2 5 8

The Account is attested to, satisfactory.

JAMES CAMPBELL, COMMISSIONER.

No. 11.—Audit of 1840. Balance unexpended,.....	£4 1 4
" 1842. Voucher wanting,.....	2 15 0
	£6 16 4
He has returned into the Treasury, per receipt furnished,....	£2 18 0
Balance due him per Audit of 1842,.....	0 0 2—
	2 18 2
Due the Province,.....	£3 18 2

MOSES INNES, COMMISSIONER.

No. 12.—Audit of 1840. Account not attested,.....	£30 0 0
An attested Account and vouchers furnished for the expenditure of £28 10s.: Commission, £1 10s.,.....	30 0 0
	£0 0 0

JOHN SMITH, JUNIOR, COMMISSIONER.

No. 13.—Audit of 1840. Imperfect vouchers,.....	£13 9 2
Satisfactory vouchers furnished,.....	£13 9 2

QUEENS.

QUEENS.**SAMUEL CORBETT, COMMISSIONER.**

No. 1.—Grant 1840. Road from Wm. Polly's toward H. Quinn's,.....	£15	0	0
Expenditure, £14 5s.: Commission, 15s.....	£15	0	0

The Account is attested to, and is satisfactory.

ISAAC DEVEBER, COMMISSIONER.

No. 2.—Grant 1841. Road from Gagetown toward the Nerepis,.....	£10	0	0
Expenditure, £9 10s.: Commission, 10s.....	£10	0	0

The Account is attested to, and is satisfactory.

THOMAS MURRAY, COMMISSIONER.

No. 3.—Grants 1841. Road from Long's Creek to Cody's,.....	£10	0	0
“ “ “ from Long's Creek to M'Farlane Settlement	10	0	0
“ “ “ from Hetherington's to Young's Cove,.....	15	0	0
“ “ “ between Beaven's and Vincent's,.....	5	0	0
“ “ “ from Murray's Saw Mill through English Settlement,.....	5	0	0
“ “ “ from English Settlement to Noden's,.....	5	0	0
“ “ “ from Murray's Grist Mill to J. Lynch's,...	5	0	0

Expenditure, £52 7 1: Commission, £2 15s.....	£55	0	0
	55	2	1

Due the Commissioner,.....	£0	2	1
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The Account is attested to, and is satisfactory.

THOMAS COX, COMMISSIONER.

No. 4.—Audit of 1838. Imperfect vouchers,.....	£7	2	4
Satisfactory vouchers furnished,.....	£7	2	4

THOMAS TRAFTON, COMMISSIONER.

No. 5.—Grant 1839. Road from Nerepis Road to Sunbury Line, through Ceram and Trafton Settlements,.....	£24	0	0
Expenditure, £24 3s.: Commission, £1 4s.....	25	7	0

Due the Commissioner,.....	£1	7	0
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JOHN M'ALLISTER, COMMISSIONER.

No. 6.—Grants 1838. Road from Salmon River to Salmon Creek,.....	£15	0	0
“ “ Road between O'Leary's and Crawford's Cove,	20	0	0
“ “ Bridge across M'Clure's Cove,.....	20	0	0
“ “ Road from Lackey's to Coal Creek Mills,.....	15	0	0
“ “ Road between Post Road & Salmon River Mills,	15	0	0

Expenditure, £80 6 2: Commission, £4 5s.....	£85	0	0
	84	11	2

Due the Province,.....	£0	8	10
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The Account is attested to, and is satisfactory.

WILLIAM MURRAY, COMMISSIONER.

No. 7.—Audit of 1842.	Balance unexpended,.....	£0	1	1	
“ “	Imperfect vouchers,.....	21	6	5	
					£21 7 6
Satisfactory vouchers furnished for.....					21 6 5
Due the Province,.....					£0 1 1

SUNBURY.

DAVID HARTT, COMMISSIONER.

No. 1.—Audit of 1841.	Imperfect vouchers,.....	£4	0	10
Satisfactory vouchers furnished,.....		£4	0	10

JEREMIAH SMITH, COMMISSIONER.

No. 2.—Audit of 1842.	Imperfect vouchers,.....	£3 12 0
“ “	Account not attested,.....	45 0 6
		<hr/>
		£48 12 6
Satisfactory vouchers furnished,.....		3 12 0
		<hr/>
Due the Province, until the Account be attested,.....		£45 0 6

JEREMIAH TRACEY, COMMISSIONER.

No. 3.—Grant 1839. In aid of individual subscription to erect a Bridge across the Oromocto Stream, on the North Branch at or near Tracey's Mills,.....		£50	0	0
Mr. Tracey furnishes the receipt of John Dewitt, the contractor, for a payment on account of erecting the Bridge, £47 10s: Commission, £2 10s.		£50	0	0

The Account is attested to, and is satisfactory.

YORK.

NEHEMIAH GILMAN, COMMISSIONER.

No. 1.—Grants 1839.	To rebuild the Bridge over Long's Creek, near Gilman's Mills,.....	£20	0	0
Grants 1840.	Road from Gilman's Mills, to the Smithfield Settlement,.....	15	0	0
		<hr/>		
		£35	0	0
Expenditure, £33 5:	Commission, £1 15s.....	£35	0	0

The Account is attested to, and is satisfactory.

NATHANIEL SCOTT, COMMISSIONER.

No. 2.—Grant 1841. Road from Carson's to Wilson's Mills,.....		£25	0	0
Expenditure, £23 15: Commission, £1 5s.....		£25	0	0

The Account is attested to, and is satisfactory.

No. 3.

HUGH JAMIESON, COMMISSIONER.

No. 3.—Grants 1841.	Road from Shaw's to Howard Settlement,.....	£40	0	0
"	" Road from Howard Settlement to Dow's Mill,	10	0	0
		£50	0	0
Expenditure, £47 17 2 :	Commission, £2 10 :.....	50	7	2
	Due the Commissioner,.....	£0	7	2

The Account is sworn to, and is satisfactory.

JOHN CRISTY, COMMISSIONER.

No. 4.—Audit of 1838.	Imperfect vouchers,.....	£5	18	6½
	Satisfactory proof furnished of the payment of.....	£5	18	6½

WILLIAM CAVERHILL, COMMISSIONER.

No. 5.—Audit of 1840.)	Imperfect vouchers,.....	{	£9	1	9	
" 1841.)			5	8	6	
" 1842.)			8	1	5	£22 11 8
	Satisfactory vouchers furnished,.....					£22 11 8

JACOB M'KEEN, COMMISSIONER.

No. 6.—Audit of 1842.	Balance unexpended,.....	£8	16	2	
"	" Interest charged irregularly,.....	4	4	9	
"	" Imperfect vouchers,.....	95	10	0	£108 10 11
	Satisfactory vouchers furnished,.....				95 10 0
	Due the Province,.....				£13 0 11

LEWIS HEUSTIS, COMMISSIONER.

No. 7.—Audit of 1841.	Balance unexpended,.....	£6	5	10	
The Commissioner calls attention to a balance due him per Audit of 1842, over expended in improving the Navigation of the River Saint John,.....					
	And furnishes a satisfactory voucher for.....	£1	7	3	
		5	0	10	6 8 1
	Due the Commissioner,.....				£0 2 3

CHARLES LEE, COMMISSIONER.

No. 8.—Audit of 1842.	Balance unexpended,.....	£3	7	0	
	Vouchers furnished for the expenditure of.....	4	2	6	
	Due the Commissioner,.....	£0	15	6	

£2 6 6 of the expenditure was for wages of men and oxen by daily hire, therefore not satisfactory, it being contrary to the Act of Assembly.

MATTHEW GRAHAM, COMMISSIONER.

No. 9.—Audit of 1841.	Account not attested,.....	£65	0	0	
	A satisfactory affidavit made to the Account,.....	£65	0	0	

WILLIAM BOYD, COMMISSIONER.

No. 10.—Audit of 1842. Defective voucher,.....	£9 12 0
Satisfactory certificate furnished,.....	£9 12 0

CABLETON.**WALTER HAY, COMMISSIONER.**

No. 1.—Audit of 1842. Balance unaccounted for,.....	£0 4 1
“ “ Imperfect vouchers,.....	7 16 10
	£8 0 11
Satisfactory vouchers furnished,.....	7 16 10
	£0 4 1

WILLIAM M'DONALD, COMMISSIONER.

No. 2.—Audit of 1838. Balance unaccounted for,.....	£30 2 6
“ “ Imperfect vouchers,.....	56 12 9
	£86 15 3

Satisfactory Accounts and vouchers furnished for the expenditure of..... £20 17 6

£10 debited him short expended of the Grant from Boyer's Mills through the Great Presq' Isle Settlement, was expended in excess of the Grant on the Road from Mrs. Hand's to Wm. Wilson's,.....	10 0 0—	30 17 6
		£55 17 9

WILLIAM N. MALLORY, COMMISSIONER.

No. 3.—Audit of 1842. Imperfect vouchers,.....	£8 13 4
Satisfactory vouchers furnished,.....	£8 13 4

LEONARD HARDING, COMMISSIONER.

No. 4.—Audit of 1842. Balance unaccounted for,.....	£12 5 6
Satisfactory voucher furnished for,.....	13 16 0
	£1 10 6

ROBERT LINDSAY, COMMISSIONER.

No. 5.—Audit of 1842. Balance unexpended,.....	£0 15 2
A balance purporting to be due William Lindsay per Audit of 1841, was actually due Robert Lindsay, and was retained by him from the appropriation of 1841, amount.....	0 15 0
	£0 0 2

No. 6.

JABESH C. SQUIRES, COMMISSIONER.

No. 6.—Audit of 1842. Balance retained to defend an action,	£1	1	0	
“ “ Unsatisfactory voucher,.....	1	5	0—	£2 6 0
Satisfactory vouchers furnished for expenditure of				2 5 0
Due the Province,.....				£0 1 0

FRANCIS WATSON, COMMISSIONER.

No. 7.—Grant 1841. Road from G. Gartley's to Meduxnakik,.....	£20	0	0
Expenditure, £19: Commission, £1:.....	£20	0	0

The Account is attested to, and is satisfactory.

ISAAC GIDNEY, COMMISSIONER.

No. 8.—Grants 1841. Road from Blue's past Gidney's,	£20	0	0
“ “ Road from F. Duff's to a Grist Mill,	10	0	0—
Vouchers for the expenditure of £30, but the Account is not attested to, and not satisfactory.			
Due the Province until an attested Account be furnished by Commissioner,	£30	0	0

RALPH KETCHUM, COMMISSIONER.

No. 9.—Audit of 1839. Imperfect vouchers,.....	£3	10	0
“ 1840. Imperfect vouchers,.....	12	11	4
“ “ Unexpended balance,.....	4	4	0
“ 1842. Affidavits wanting,.....	18	15	5
Vouchers furnished for £15 1 4. Satisfactory.....	£15	1	4
Attested Account furnished for.....	18	15	5—
Due the Province,.....	£5	4	0

JAMES M'GRATH, COMMISSIONER.

No. 10.—Audit of 1840. Imperfect vouchers,.....	£12	10	9
Satisfactory vouchers furnished for,.....	£10	18	7
The Commissioner states on oath that he paid to Patrick Dougherty, deceased, in his life time,.....	1	12	2—
	£12	10	9

NOTE.—By the Audit of 1840, £1 12 2 of the defective vouchers is P. Dougherty's X unwitting to a Receipt.

WILLIAM LINDSAY, COMMISSIONER.

No. 11.—Audit of 1840. Balance unexpended,.....	£1	13	1
Satisfactory voucher furnished for the expenditure of.....	£1	13	1

CHARLOTTE.**DAVID WEATHERBY, COMMISSIONER.**

No. 1.—Grant 1840. Road from Hitchings Mill to Little Rock,.....	£10	0	0
“ “ Road from the late James Symonds' to end of Little Ridge in Saint James',.....	40	0	0
Expenditure, £47 10s: Commission, £2 10s:.....	£50	0	0
	£50	0	0

The Account is attested to, and is satisfactory.

JOHN McNEILL, COMMISSIONER.

No. 2.—Audit of 1839. Balance unexpended,.....	£15	3	6
Satisfactory vouchers furnished for.....	10	0	0

The receipt of Thomas Welch to which his X unwitnessed is attached, was filed as a voucher for £5 3 6; the Commissioner must furnish a properly witnessed receipt from Welch, until then he is due the Province

£5 3 6

RICHARD BARTER, COMMISSIONER.

No. 3.—Grant of 1840. Road from Mill Town to R. Barters',.....	£10	0	0
Expenditure, £9 10s : Commission, 10s :.....	£10	0	0

The Account is attested to, and is satisfactory.

JOHN SNELL, COMMISSIONER.

No. 4.—Grant from Light House Fund 1841. For repairing and building Bridges on the Road from Head Harbour Light to Campo Bello,.....	£50	0	0
Expenditure, £47 10s : Commission, £2 10s :.....	£50	0	0

The Account is attested to, and is satisfactory.

JOHN BURNELL, COMMISSIONER.—Expended by B. R. FITZGERALD.

No. 5.—Grant 1840. Road from Welch Pool to Ship Cove in Campo Bello,.....	£34	0	0
Expenditure, £32 6s : Commission, £1 4s :.....	£34	0	0

The Account is attested to, and is made up, attested and vouched in a very satisfactory manner.

WESTMORLAND.**CILAS C. CHARTERS, COMMISSIONER.**

No. 1.—Grant-1841. Road from Charters' to Laundrie's,.....	£20	0	0
Audit 1842. Balance unexpended,.....	0	5	0
	£20	5	0
Expenditure, £19 5s : Commission, £1,.....	£20	5	0

The Account is sworn to, and is satisfactory.

ELI WILLIAMS, COMMISSIONER.

No. 2.—Grants 1841. Road from Terrio's to Gallong's,.....	£10	0	0
" " Road from Tedish to Kouchibouguac,.....	10	0	0
" " Road from Kouchibouguac Road to the South East Branch of Aboushagan,.....	10	0	0
	£30	0	0
Expenditure, £28 10s : Commission, £1 10s.....	£30	0	0

The Account is attested to; it is made out in the French language, and the rates paid per rod are not given, which are both objectionable; the work was however done very low.

GEORGE LAWRENCE, COMMISSIONER.

No. 3.—Grant 1840. Road from T. Anderson's to the Dorchester Road,	£10 0 0
Audit of 1842. Balance unexpended,.....	0 15 8
	<hr/>
	£10 15 8
Expenditure, £8 19 6: Commission, 10s.....	9 9 6
	<hr/>
Due the Province,.....	£1 6 2
	<hr/>
The Account is attested to, and is satisfactory.	

LEONARD HOAR, COMMISSIONER.

No. 4.—Grants 1841. Road from Peck's through Haley Settlement, ..	£15 0 0
" " Road to Wilborn's past Robinson's,.....	10 0 0
" " Road from Ritchie's to Stiles' Crooked Creek,	10 0 0
" " Road through Memel Road Settlement,.....	12 10 0
" " Road to the Caledonia Settlement,.....	25 0 0
" " Road from Haley Settlement to Woodworth's,	5 0 0
" " Road from Hamilton's to Hayward's,.....	20 0 0
	<hr/>
	£97 10 0
Expenditure, £92 12 6: Commission, £4 17 6,.....	£97 10 0
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The Account is sworn to, and is satisfactory.	

ELI WILLIAMS AND CHARLES PALMER, COMMISSIONERS.

No. 5.—Grant 1841. Road from the Kouchibouguac Lake to the North Lakes in Sackville,.....	£40 0 0
Expenditure sworn to, including Commission,.....	£39 14 8
From this deduct defective vouchers, being receipts from parties who made their X unwitnessed, viz:—	
Lorang Lerret,.....	£4 10 0
Frank LeBlanc, £9 10s., Max. Burk, £3 13,	13 3 0
Peter LeBong, £1 10s. Peter Pögel, £1 13 4,	3 3 4
Taddy Dupee, £2 6 8, Dom. Williams, £2 3 4,	4 10 0
Lorang Gould,.....	4 0 0— 29 6 4—
	<hr/>
Due the Province, until proper vouchers are filed,.....	£29 11 8
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KENT.**DAVID M'ALMON, COMMISSIONER.**

No. 1.—Audit of 1838. Balance unexpended,.....	£19 10 1
A satisfactory voucher furnished for.....	9 1 4
	<hr/>
Due the Province,.....	£10 8 9
	<hr/>

The Commissioner states on oath, that in January 1839, he handed to J. R. Partelow, Esquire, Alexander Glencross' receipt for £6 15s. and Philip M'Kay's for £3 13s. 9d., making together £10 8 9: no entry to that effect is to be met with in the Audit of 1839, or of any subsequent year. Submitted for consideration.

WILLIAM M'LEOD, COMMISSIONER.

No. 2.—Grant of 1838. Repairing Bridge over Daigle's Creek,.....	£50	0	0
“ “ 1841. Road on north side of Aldoine River,.....	20	0	0
	£70	0	0
Expenditure, £70. No Commission charged.....	£70	0	0

JOHN JARDINE, COMMISSIONER.

No. 3.—Grant 1837. From Post Road to upper Ferry, near Jardine's, £46 0 0	£46	0	0
Mr. Jardine being in England, his Agent, John Miller, has transmitted an Account, shewing the expenditure of £101 17s. crediting the Warrant £46, and Road work or Statute Labour £46 17s.; total, £101 17s. The Account is made up in a satisfactory manner, but it is unattested and unaccompanied by any vouchers, it is therefore unsatisfactory. Due the Province till Mr. Jardine accounts,.....	£46	0	0

JOHN BOWSER, COMMISSIONER.

No. 4.—Audit of 1839. Voucher over extended,.....	£0	10	0
The Commissioner has expended the balance and furnished a satisfactory voucher for it,.....	£0	10	0

WILLIAM HANINGTON, COMMISSIONER.

No. 5.—Grant 1841. Road from Burke's to the Post Road,.....	£10	0	0
Expenditure, £9 10s: Commission, 10s.....	£10	0	0

The Account is attested to, and is satisfactory.

JOHN P. FORD, COMMISSIONER.

No. 6.—Audit of 1842. Balance unexpended,.....	£8	8	11
A satisfactory affidavit and vouchers for the expenditure of....	8	9	9
Due the Commissioner,.....	£0	0	10

JOHN CARRUTHERS, COMMISSIONER.

No. 7.—Audit of 1842. Balance unexpended,.....	£4	5	8
Satisfactory voucher and affidavit furnished for the expenditure of.....	3	9	11
Due the Province,.....	£0	15	9

The Commissioner called upon to account or pay over.

NORTHUMBERLAND.

ALEXANDER GOODFELLOW, COMMISSIONER.

No. 1.—Grant 1839. North side of the North West—Road from Menzies' Farm to Head of Tide,.....	£134	0	0
Audit of 1839. Balance unexpended, same Road,.....	0	18	0
	£134	18	0
Expenditure, £128 1 5: Commission, £6 14s.....	£134	15	5
Less, charge for printing Hand Bills, disallowed,.....	0	5	0
	134	10	5
Due the Province,.....	£0	7	7

GLoucester.

GLOUCESTER.**JOHN B. TERRIO, COMMISSIONER.**

No. 1.—Grant 1838. Road from Grand Aunce to the Wellington Settlement,.....	£15 0 0
Expenditure, £15. No commission charged,.....	£15 0 0

The Account is attested to, and is satisfactory.

SWANTON BATEMAN, COMMISSIONER.

No. 2.—Grant 1837. Road from the Great Road towards the Rough Waters, South side Nepisquit River,.....	£20 0 0
Expenditure, £19 10s: Commission, £1,.....	20 10 0
Due the Commissioner,	£0 10 0

The Account is sworn to, and correctly vouched, but the Commissioner does not state that the Road was let by Auction, and the rate per rod (7s. 6d.) is unusually high for a Bye Road, particularly as the work was performed in 1842, when all descriptions of labour was very low. Specially submitted for consideration.

TIMOTHY HARRINGTON, COMMISSIONER.

No. 3.—Grant 1839. Repairs of Little Nepisquit Bridge,.....	£7 0 0
Expenditure, £7: no Commission charged,.....	£7 0 0

The Account is attested to, and is satisfactory.

PERRY J. N. DUMARESQ, COMMISSIONER.

No. 4.—Grant 1841. From the Main Road towards Church Point Landing, Little Rocher,.....	£20 0 0
Expenditure per Account and Vouchers,.....	£14 10 0
The Commissioner charges expenses to and from Miramichi, to get Mr. Cunard's leave to make the Road on his Land,	3 10 0
Surveying, Staking and Measuring the Road,.....	1 0 0
Commission, 5 per cent.....	1 0 0— £20 0 0

The charge for expenses to Miramichi being of an unusual nature, is submitted specially for consideration. The Account is not attested. The Commissioner has been called upon for an attested one.

BESTIGOUCHE.**JOSEPH HUNTER, COMMISSIONER.**

Audit of 1842. Balance unexpended,.....	£3 5 5
Attested Account, and satisfactory voucher furnished for the expenditure of,.....	4 7 11
Due the Commissioner,.....	£1 2 6

F. P. ROBINSON, Auditor.

Office of Audit, Fredericton, 22d March, 1843.
Supplementary Report on Accounts of Commissioners of Bye Roads.

COUNTY OF SAINT JOHN.

No. 20. GEORGE MORRISON, COMMISSIONER.

Grant 1841.—To complete the Bridge on the Road to Ellison's,	£10 0 0
Expenditure, per attested Account, and vouchers,....	£9 10 0
Commission,	0 10 0—£10 0 0

Satisfactory.

No. 21. JAMES MORAN, COMMISSIONER.

Audit of 1840.—Defective vouchers,.....	£14 10 0
Satisfactory vouchers furnished for.....	5 0 0

Balance unaccounted for by the Commissioner,.....	£9 10 0
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Mr. Moran states, that of the parties who made their X's to the defective vouchers, "two are dead, and the third is away in the lumber woods."

No. 22. JOHN GILLIES, COMMISSIONER.

Audit of 1838.—Defective voucher,.....	£2 0 3
Satisfactory voucher furnished for.....	2 0 0

Due the Province,.....	£0 0 3
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KING'S COUNTY.

No. 14. HENRY BELYEA, COMMISSIONER.

Audit of 1842.—Defective vouchers,.....	£14 16 3
Satisfactory vouchers furnished for.....	£14 16 3

No. 15. JAMES BRITTAIN, COMMISSIONER.

Audit of 1842.—Balance unexpended,.....	£0 8 8
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The Commissioner states that he over-expended 8s. 8d. in 1840, which is found to be the case on reference to his Accounts of that year, although not shewn in the Report of 1841 on Bye Road Accounts. He was remiss in not having brought forward the balance of 8s. 8d. in his Account of 1841.

£0 8 8

No. 16. JOSEPH A. LYON, COMMISSIONER.

Audit of 1840.—Balance unexpended,.....	£2 7 3
An attested Account and satisfactory vouchers now furnished for the expenditure of this sum in 1842,.....	£2 7 3

No. 17. JAMES CAMPBELL, COMMISSIONER.

Audit of 1843.—Balance unexpended,.....	£1 3 2
“ Imperfect vouchers,.....	2 15 0
	£3 18 2

Correct vouchers, and the Commissioner's affidavit furnished for the expenditure of.....

1 4 0

£2 14 2

The

The Commissioner states that this balance of £2 14 2 "was paid to transient men;"—he does not furnish receipts for that sum, but transmits his affidavit that it was actually expended by him.—Referred for special consideration.

QUEEN'S COUNTY.

No. 8. JOHN LECKEY, COMMISSIONER.

Grant 1841.—Road from J. Lackey's to Salmon River, on Main Road,.....	£15	0	0
" " Road on the North side of Coal Creek, leading from the Salmon River Road to Brown's Mill,.....	10	0	0
	<u>£25</u>	<u>0</u>	<u>0</u>

An attested Account and vouchers furnished for the expenditure of.....	£23	15	0
Commission charged,.....	1	5	0—
	<u>£25</u>	<u>0</u>	<u>0</u>

Satisfactory.

No. 9. ISAAC CLARK, COMMISSIONER.

Audit of 1838.—Imperfect voucher,.....	£1	8	4
" 1840.—Balance unexpended,.....	3	13	9
	<u>£5</u>	<u>2</u>	<u>1</u>
Satisfactory vouchers furnished for the expenditure of.....	<u>£5</u>	<u>2</u>	<u>1</u>

No. 10. SAMUEL LANGEN, COMMISSIONER.

Audit of 1840.—Imperfect vouchers,.....	£9	10	0
" " Affidavit wanting,.....	70	0	0
	<u>£79</u>	<u>10</u>	<u>0</u>
Satisfactory vouchers furnished for the expenditure of.....	£9	10	0
And attestation for the expenditure of.....	70	0	0—
	<u>£79</u>	<u>10</u>	<u>0</u>

Satisfactory.

No. 11. DAVID M'DONALD, COMMISSIONER.

Audit of 1838.—Balance unexpended,.....	£0	5	0
Paid into the Treasury per Receipt dated 26th November, 1842,.....	£0	5	0

Satisfactory.

No. 12. THOMAS T. HEWLETT, COMMISSIONER.

Audit of 1838.—Defective voucher,.....	£4	5	0
" 1840.—Balance unexpended,.....	2	3	7
	<u>£6</u>	<u>8</u>	<u>7</u>
Satisfactory voucher furnished for.....	£4	5	0
Attested Account, and satisfactory vouchers furnished for the expenditure of.....	3	2	1—
	<u>7</u>	<u>7</u>	<u>1</u>
Due the Commissioner,.....	<u>£0</u>	<u>18</u>	<u>6</u>

No. 13. GILBERT WILLIAMS, COMMISSIONER.

Grant 1840.—From the Public Landing below Gagetown to the Main Road,.....	£15 0 0
Expenditure, £15 : Commission, 15s :.....	15 15 0

Due the Commissioner,..... £0 15 0

Sworn.—Satisfactory.

No. 14. NATHANIEL VAIL, SUPERVISOR.

Grant 1841.—Road from Vail's Ferry to the Nerepis Road,.....	£10 0 0
Expenditure, £9 10 : Commission, 10s :.....	£10 0 0

Sworn.—Satisfactory.

No. 15. PETERS YEAMANS, COMMISSIONER.

Audit of 1838.—Balance unexpended,.....	£0 10 4
" 1840.—Balance unexpended,.....	2 6 0— £2 16 4

Paid into the Treasury, per Receipt dated 11th March, 1843,..... £2 16 4

Satisfactory.

COUNTY OF SUNBURY.**No. 4. THOMAS LINDSAY, COMMISSIONER.**

Audit of 1839.—Imperfect voucher,.....	£1 15 0
Satisfactory voucher furnished for,.....	£1 15 0

No. 5. WILLIAM KIMBALL, COMMISSIONER.

Audit of 1839.—Imperfect vouchers,..... £10 9 3

Two of the original vouchers proved correct on being re-examined, and a corrected voucher has been furnished for the balance,..... £10 9 3

Satisfactory.

COUNTY OF YORK.**No. 11. AMOS ARNOLD, COMMISSIONER.**

Grant 1840.—Road round Wade's Hill, Nashwaak,.....	£20 0 0
Expenditure per voucher,.....	£20 0 0

No Commission charged ; no attested Account furnished, therefore not satisfactory.

COUNTY OF CARLETON.**No. 12. ASA UPTON, COMMISSIONER.**

Audit of 1842.—Balance unaccounted for,.....	£2 19 0
Voucher furnished for the expenditure of,.....	£2 19 0

Satisfactory.

No. 13.

No. 13. SAMUEL ESTABROOKS, COMMISSIONER.

Audit of 1839.—Balance unexpended,.....	£0	3	8	
“ “ Defective vouchers,.....	3	17	6	
“ 1840.—Defective vouchers,.....	7	11	3	£11 12 5
Vouchers furnished for the expenditure of.....		11	8	9
Due the Province,.....	£0	3	8	

No. 14. ROBERT HENDERSON, COMMISSIONER.

Audit of 1842.—Imperfect vouchers,.....	£2	10	3	
Satisfactory vouchers furnished for the expenditure of.....	£2	10	0	
Due the Province,.....	£0	0	3	

No. 15. ABNER BULL, COMMISSIONER.

Audit of 1840.—Balance unexpended,.....	£0	17	6	
“ “ Defective vouchers,.....	23	8	8	
“ 1841. Do. do.	8	17	6	
Satisfactory vouchers furnished for the expenditure of.....	£33	3	8	
	32	6	2	
Due the Province,.....	£0	17	6	

No. 16. WILLIAM M'DONALD, COMMISSIONER.

Audit of 1843.—Imperfect vouchers,.....	£55	17	9	
Satisfactory vouchers furnished for the expenditure of.....	56	0	3	
Due the Commissioner,.....	£0	2	6	

COUNTY OF CHARLOTTE.**No. 6. PATRICK CLINCH, COMMISSIONER.**

Grant 1838.—Road from J. Murphy's to Scotch Settlement,.....	£10	0	0	
Audit 1840.—Balance unexpended on Grant of 1838, Road from Seeley's to L'Etang Harbour,.....	2	0	0	
“ 1842.—Balance unexpended on the Road from Red Rock to Nerepis,.....	9	2	2	
Attested Account and satisfactory vouchers furnished for the expenditure of.....	£21	2	2	
Commission on £10 at 5 per cent.....	£14	10	0	
Balance due the Commissioner for over expenditure on the Road from Vinegar Hill to Olive's in 1838. See Appendix to Journals of 1839, page cx.....	0	10	0	
	3	4	6	
Due the Province,.....	18	4	6	
	£3	17	8	

No. 7.

No. 7. JOHN M'NEIL, COMMISSIONER.	
Audit of 1843.—Defective vouchers,.....	£5 3 6
Satisfactory vouchers furnished for the expenditure of.....	£5 3 6
No. 8. JAMES ORR, COMMISSIONER.	
Grant 1841.—Road from Welsh's Brook to the Shore,.....	£7 10 0
Expenditure per attested Account and vouchers,.....	£7 10 0
No Commission charged. Satisfactory.	
No. 9. JAMES MAXWELL, JUNIOR, COMMISSIONER.	
Grants 1840.—Road from Long Bridge to Canous Stream,.....	£27 10 0
“ “ Road from Peake's through Baillie Settlement,...	20 0 0
	£47 10 0
Expenditure per attested Account and vouchers,.....	£45 2 6
Commission, 5 per cent.	2 7 6— £47 10 0
Satisfactory.	

COUNTY OF WESTMORLAND.

No. 6. JOHN BOYD, COMMISSIONER.	
Grants 1841.—Road from Crandall's to Bell's Farm,.....	£5 0 0
“ “ Road from Colpitt's up Coverdale River,.....	15 0 0
	£20 0 0
The expenditure is £19: Commission, £1,.....	£20 0 0

The Account is correctly made up, and accompanied by proper vouchers, but it is not attested, and therefore is not satisfactory.

John Boyd has since furnished a satisfactory affidavit for his Account, March 24, 1843.

No. 7. ALEXANDER CAIN, COMMISSIONER.	
Grant 1841.—Pollett River Road to Great Road,.....	£15 0 0
“ “ Road from A. Cain's to Colpitt's Mill,.....	10 0 0
	£25 0 0
Expenditure, £23 7 3½: Commission, £1 5s.....	25 2 3½
Due the Commissioner,.....	£0 2 3½
Sworn.—Satisfactory.	

COUNTY OF KENT.

No. 9. NATHANIEL PINE, COMMISSIONER.	
Grant 1839.—Road on the South side of Aldoune River,.....	£25 0 0
Expenditure per Account, £26 15s.: Commission	
charged, £1 6 9,.....	£28 1 9
Deduct over charge on Commission,.....	0 1 9— 28 0 0
Balance in favor of Commissioner, per corrected Account,.....	£3 0 0
No	

No receipt is furnished for the expenditure: the Account is attested, and the Commissioner further attests that the person to whom the £26 15s. was paid has left the country, and that consequently his receipt could not be obtained.—Specially referred for consideration.

COUNTY OF NORTHUMBERLAND.

No. 2. JAMES GILMOUR, COMMISSIONER.

Grant 1839.—Road from Stothart to M'Ewans,.....	£10	0	0
Expenditure,.....	£10	0	0

No Commission charged; sworn.—Satisfactory.

No. 3. J. T. WILLISTON AND CHARLES STEWART, COMMISSIONERS.

Grant 1842.—Towards the erection of a Bridge at the School House, Napan,.....	£30	0	0
Expenditure, £37 5: Commission, £1 10:.....	38	15	0
Over expended,...	£8	15	0

The Account is attested and properly vouched. The Commissioners state that they have passed the over expenditure to the debit of the Parishes of Chatham and Glenelg, and that they are in advance for the £30, no Warrant having issued for it.

No. 4. ALEXANDER GOODFELLOW, COMMISSIONER.

Grant 1842.—Road from Bartibogue to Tabusintac, and to reimburse Mr. Goodfellow's over expenditure in 1841,.....	£200	0	0
Over expenditure in 1841, per Audit of 1842,.....	£78	11	6
Expenditure in 1842, per attested Account and vouchers,.....	85	0	0
Commission on the appropriation,.....	10	0	0—
Due the Province,...	£26	8	6

The Commissioner reports that the balance over expended in 1841 was in completing a Road between two Settlements, without which the Public would have been deprived of the benefit which the Road was intended to render. The expenditure of 1842 was for building two Bridges which had been contracted for in the Fall of 1841, under the directions of the Members for the County, and although the appropriation made was more than sufficient to cover the outlay, no Warrant has issued for it, and consequently the Commissioner is in advance for his outlay of £163 11 6, independent of Commission.

COUNTY OF GLOUCESTER.

No. 5. P. N. J. DUMARESQ, COMMISSIONER.

Audit of 1843.—Account not attested,.....	£20	0	0
An attested copy of the Account has been furnished,.....	£20	0	0

Satisfactory.

In reference to the charge of £3 10s. for a trip to Miramichi, the Commissioner states in explanation, that the best line for the Road was through Land owned by the
Honorable

Honorable Joseph Cunard, and he thought that by seeing that Gentleman he could so explain matters as to obtain the Land free of any cost; that the result realized his expectations, thus saving far more than the expense of his journey.

No. 6.

JOHN HENRY, COMMISSIONER.

Grant 1838.—For a Bridge over Laundries' Brook, Grand Aunce,.....	£20 0 0
Grant 1839.—For the Road from End's Bridge, to the South West Ferry,.....	10 0 0
Grant 1839.—For the Bridge near Grand Aunce, and repairing Parrott's Bridge,.....	16 0 0
Grant 1839.—For the Road from Grand Aunce Church to the Great Swamp,.....	15 0 0
Grant 1840.—For the Honnibrook Road,.....	8 0 0
“ “ For the Landing at Patrick Sisk's,.....	8 0 0
“ “ For the Bridge over Teague's Brook,.....	12 0 0
	<hr/>
	£89 0 0

He charges as follows:—

Paid for making 112 rods of Road, and cutting down a Hill,	£23 3 5
“ “ building 3 Bridges and Approaches,.....	45 2 0
“ “ 18 days Staking and Chaining,.....	4 10 0
“ Alexander M'Neil, for Surveying,.....	2 0 0
Commissioner's personal charge for surveying, selling, laying out, and attendance,.....	£2 10 0
He charges for Commission,.....	3 2 0— 5 12 0— 80 7 5

Due the Province by the Commissioner's shewing,..... £8 12 7

To which add—

A. M'Neil, surveying,—no receipt furnished,.....	£2 0 0
John Knowles, $\frac{1}{2}$ of 14 days chaining, &c.—his receipt not furnished,	1 15 0
The Commissioner's charge for surveying, selling, &c.	£2 10 0
Less—Commission short charged,.....	1 7 0— 1 3 0— 4 18 0

Due the Province,..... £13 10 7

The charges for Surveying, Chaining and Staking appear to be not only unreasonable, but unaccountable, as less than half a mile of Road was made. The Commissioner's charge for his personal services, Surveying, Selling, &c. cannot under the circumstances of the case be entertained, and under any circumstances such charges on the part of a Commissioner or Supervisor are objectionable, and should be well substantiated, and shewn to be very necessary to entitle them to favorable consideration. No part of the expenditure appears to have been made on the Road from the Grand Aunce Church to the Great Swamp, where £15 was appropriated; the unexpended balance should therefore be expended in that quarter.

This Account is specially referred for consideration.

F. P. ROBINSON; Auditor.

ACCOUNT

Account of Bye Road Monies drawn from the Treasury upon Appropriations made subsequent to the 1st day of January, 1837, and which remain unaccounted for by the Commissioners.

No.	Grant.	County.	Commissioner.	Amount.	No. Warrant.	Nature of Appropriation.
45	1837	York,	James Biggs,	£70 0 0	{ 273 }	For the Road from John Morgan's to J. Smith's, on the Ruigonia.
46			James Biggs,	25 0 0		For the Road from Israel Smith's to the School House, New Maryland.
47			James Biggs,	20 0 0		For the Road leading to the Little Settlement. [of Douglas.
22	1838		Francis Kilborn,	20 0 0		For the Road from the Mouth of the Maenaguck to the upper line of the Parish
23			Francis Kilborn,	30 0 0		For the Road from the upper line of the Parish of Douglas to Merzall's Ferry.
12		Accounted.	John S. Barker,	10 0 0	253	For the Road from Nicholas Barker's to James Scott's.
50			Jas. Biggs and Henry Fisher,	60 0 0	274	For the Road leading to the New Maryland Settlement.
53			Moses Pickard,	0 0 0	268	For the Road from Tay Creek Road to Larkins' in Douglas.
12	1839		John S. Barker,	10 0 0	335	For the Road from Nicholas Barker's to Abram's.
13			George Long,	50 0 0	324	For the Road leading to and through the Smithfield Settlement.
22			Moses Lawrence,	15 0 0	{ 320 }	For the Road from Humphrey Sisson's to James Whitehead's.
23			Moses Lawrence,	25 0 0		For the Road from the Tripp Settlement to the Keswick.
24			Moses Lawrence,	15 0 0		For the Road from Darius Burt's to Gould Crouse's.
40			Henry Fisher and Jas. Biggs,	60 0 0	346	For the Road from Frederickton to the New Maryland Settlement.
41			Henry Fisher,	15 0 0	{ 347 }	For the Road from the School House, New Maryland, to Israel Smith's. [ment.
43			Henry Fisher,	15 0 0		Towards erecting a Bridge across the Ruigonia Stream, leading to the Little Settlement.
5	1840		John Carson,	5 0 0	277	To improve the Road through the Poquock Settlement from the Cross Road to the rear of Carson's Farm.
11			John S. Barker,	35 0 0	do.	To open and improve the Road from the Smithfield to the New Market Settlement expended toward Abram's.
19			Francis Kilborn,	50 0 0	do.	Road from men
20			Moses Lawrence,	15 0 0	do.	Road from rall's Ferry.
21			Moses Lawrence,	25 0 0	do.	Road from to James Whitehead's.
22			Moses Lawrence,	15 0 0	do.	Road from t to the Keswick.
24			David Burt,	30 0 0	do.	Road from Darius Burt's to Gould Crouse's.
35			Joseph Fleming,	25 0 0	do.	Towards erecting a Bridge over the Keswick at Burt's or Estey's. [Settlement.
36			Joseph Fleming,	20 0 0	do.	For the Road leading from the Alms House in Frederickton to the New Maryland
						For the Road leading from the continuation of Smyth Street towards the Glebe; half of which to be appropriated in improving the Road across the rear of the Lot to the New Maryland Road.
37			Henry Fisher and Jas. Biggs,	60 0 0	do.	For the Road from Frederickton to the New Maryland Settlement.
38			William Watts,	15 0 0	do.	To erect a Bridge in the New Maryland Road near Watts'.
40			Henry Fisher and Jas. Biggs,	20 0 0	do.	For the Road from the School House in New Maryland to the County Line. [Hill.
49			Amos Arnold,	20 0 0	do.	To improve the Road and make embankments on the Nashwaak around Weade's
50			Moses Lawrence,	5 0 0	do.	To improve the Road from Harris' to the Keswick.
			Carried forward,.....	£780 0 0		

Account of Bye Road Monies drawn from the Treasury since January, 1837, which remain unaccounted for.—Continued.

No.	Grant.	County.	Commissioner.	Amount.	No. Warrant.	Nature of Appropriation.
3	1841	York.	<i>Brought forward,.....</i> Thomas Fraser,	£780 0 0	381	To improve the Road from the River Saint John to the Rosborough Settlement.
6			John Carson,	10 0 0	do.	To improve the Road through the Poquiock Settlement from the Cross Road to the rear of Carson's Farm.
14			George Long,	5 0 0	do.	To remunerate G. Long for erecting a Causeway on the Road leading to Smithfield, and further to improve the said Road.
19			Lewis H. Heustis,	20 0 0	do.	To improve the Road to and through Lower Caverhill Settlement.
20			Alexander Mitchell,	15 0 0	do.	To improve the Road from Mitchell's to Jackson's, thence to Fleming's.
22			Francis Kilborn,	30 0 0	do.	To improve the Road from Wm. Gray's to the Mouth of the Macnaquack.
28			David Burt,	10 0 0	do.	For the Road from the School House beyond Moses Lawrence's to Wm. Estey's.
30			David Burt,	45 0 0	do.	Towards erecting a Bridge across the Keswick, near Estey's; out of which the balance due the Commissioner for building a Bridge at Burt's to be paid.
31			John Jones,	30 0 0	do.	For the Road from William John's to the Bird Settlement.
47			Henry Fisher and Jas. Biggs,	40 0 0	do.	For the Road to the New Maryland Settlement.
50			Henry Fisher and Jas. Biggs,	10 0 0	do.	To improve the Road at Berry's Hill beyond the New Maryland School House.
54			Henry Fisher and Jas. Biggs,	10 0 0	do.	To improve the Road on the West side of the Rusigonis.
32	1837	Saint John.	James Millican,	30 0 0	388	For the Road from Tuft's, on the Bay Shore, to the Shepody Road.
3	1839		Thomas Garnett,	12 0 0	657	From Black Settlement Road to Garnett's. [House at the Long Bridge.
47			George Vaughan,	10 0 0	690	For the Road from the Saint Andrews Road to the Nerepis Road, near Vaughan's
3	1840		Thomas Garnett,	12 0 0	277	For the Road from Black Settlement Road to Garnett's.
37			Hugh M'Kay,	25 0 0	do.	Towards completing the Bridge over Spoon Cove, on the Highway near Indian Town, past M'Kay's Mills.
40			George Vaughan,	10 0 0	do.	For the Road from Hatfield's Mills past John M'Namara's.
44			Archibald M'Laren,	10 0 0	do.	For the Road from M'Brittany's Road, past M'Claren's Mill, to the Bay Shore.
19	1841		John Davidson,	10 0 0	381	For the Road from J. Davidson's to the Old Quasco Road.
25			John Morrison,	50 0 0	do.	For the Road from Cody's to the School House in the Hibernia Settlement.
29			John Patterson,	10 0 0	do.	For the Road from Mahon's West line to Harding's Mill.
32			George Vaughan,	15 0 0	do.	For the Road from Hatfield's Mills to John M'Namara's.
38			George Morrison,	10 0 0	do.	To complete the Bridge over the Stream on the Road leading to Ellison's, past Smith's, in the vicinity of Black River.
10	1837	Carleton.	Charles L. Beckwith,	45 0 0	331	To open a Road from the Grand Falls, along the West side of the River Saint John, towards the Madawaska Settlement.
18	1838		Ralph Beardsley,	12 0 0	295	From Peabody's Mills to the Forks of the Meduxnakick.
19			Ralph Beardsley,	20 0 0		To improve the Road from Houlton Road, near Hillman's, to Stewart's.
			<i>Carried forward,.....</i>	£1311 0 0		

Account of Bye Road Monies drawn from the Treasury since January, 1837, which remain unaccounted for.—Continued.

No.	Grant.	County.	Commissioner.	Amount.	No. Warrant.	Nature of Appropriation.
20	1838	Carleton,	<i>Brought forward,.....</i> Ralph Beardsley,	£1,311 0 0	295	To improve the Road from Stewart's to the farther end of the Settlement, near the Meduxnakick.
21			Charles Wolhaupter,	7 0 0	296	To improve the Road from Wolhaupter's to Fleming's.
22			Charles Wolhaupter,	12 0 0		To improve the Road from Richmond Corner to Peabody's Mills.
43			Charles L. Beckwith,	45 0 0	302	To open a Road from the Grand Falls upwards.
65			Jonathan Tracey,	12 0 0	314	To improve the Road from Robert Hume's, along Jonathan Tracey's, to the Jack-son Road.
48	1839		Frederick B. Dibblee,	15 0 0	613	To improve the Road from the lower line of the Glebe Lot in Woodstock to the Back Settlement.
54			Charles Wolhaupter,	10 0 0	614	For the Road from Richmond Corner to Peabody's Mills.
55			Charles Wolhaupter,	25 0 0		To improve the Road from Houlton Road, near Hillman's, to G. Gardley's.
56			Charles Wolhaupter,	15 0 0		To improve the Road from George Gardley's to the Meduxnakick.
57			Charles Wolhaupter,	10 0 0		To improve the Road from Wolhaupter's to Fleming's.
58		Charles Wolhaupter,	30 0 0	To improve the Road from Richmond Corner to the Hogden Road.		
59		Charles Wolhaupter,	15 0 0	277	To improve the Road from M'Kenzie's Corner to Perley's Mills.	
60		Charles Wolhaupter,	15 0 0		To improve the Road from Perley's Mill, past Joey's, to the M'Donald Settlement.	
8	1840	Charles Wolhaupter,	10 0 0		To improve the Road from Charles Wolhaupter's to Fleming's.	
48		Benjamin Tibbits,	8 0 0	do.	To improve the Road from the Eight Mile Tree on the Arestook Portage to the River Saint John.	
49		Benjamin Tibbits,	10 0 0	do.	For the Road from Benjamin Tibbits' to a Back Settlement.	
51	1837	Queens,	Robert Golding,	30 0 0	438	For the Road from Vanwart's Mill to Halliham's, including the Cross Road.
53			Robert Golding,	20 0 0		Road from Vanwart's Mill to Samuel London's.
54			Robert Golding,	10 0 0		Road from Vincent School House to the Queen's County Line.
55			Robert Golding,	10 0 0	595	Road from Vincent School House to King's County Line.
52	1838		Robert Golding,	30 0 0		Road from Stephen Golding's to Coles Carpenter's lower line.
59			David Mason,	15 0 0	"	Road from David Mason's to the Nerepis Brook, on the East side of the Washademoak.
47	1839		Hon. Harry Peters,	15 0 0	737	For the Bridge and repairs on the Road from Dingee's Mill to Simpson's Farm.
73			Hon. Harry Peters,	30 0 0		Towards a Draw Bridge at Duck Creek.
66	1840		William Shearer,	7 10 0	277	For the Road leading to the Post Road from Washademoak Lake, from Isaac Worden's to Thomas Shearer's.
72			William Shearer,	10 0 0		For the Road from Stewart's to Shearer's.
117		Gilbert Williams,	15 0 0	...	For the Road to be laid out from the Public Landing below Gagetown to the [Main Road.	
46	1841	William Shearer,	10 0 0	391	For the Road from the King's County Line to Alexander Stewart's.	
47		William Shearer,	7 10 0		For the Road from Thomas Dyer's to William Somerville's.	
<i>Carried forward,.....</i>				£1,775 0 0		

Account of Bye Road Monies drawn from the Treasury since January, 1837, which remain unaccounted for.—Continued.

No.	Grant.	County.	Commissioner.	Amount.	No. Warrant.	Nature of Appropriation.
90	1841	Queens,	<i>Brought forward,.....</i>	£1,775 0 0		To explore a line of Road from Cumberland Bay to Coal Creek. [merville's.
70			William Foshay,	15 0 0		For the Road from Isaac Worden's, in the back Settlement, leading to Wm. So-
71			William Shearer,	15 0 0	381	For the Road from William Somerville's to Edward Maxwell's.
69	1838	Kings,	Caleb Wetmore,	5 0 0		For the Road from Lakefield to the Church near Gondolo Point.
70			Caleb Wetmore,	10 0 0		For the Road from George Prince's to the Post Road leading from Hammond
			Caleb Wetmore,	15 0 0		River Bridge to Hennigar's.
71			Caleb Wetmore,	10 0 0		For the Road from John Wright's to Great Road leading from Bellisle to St. John.
78			Caleb Wetmore,	10 0 0	525	For the Old line of Road from near Gondola Point Church toward Sherwood's
			Caleb Wetmore,	15 0 0		Cove and upwards.
111			Caleb Wetmore,	15 0 0		To be paid as Commissioner for building a Bridge over the Moose Horn Brook in
60	1839		John Henderson,	10 0 0	531	the year 1836, to enable him to complete the contract for the same.
62			John Price,	10 0 0		For the Road from near English's, on Bellisle, towards the Mill Stream, by way
71			John M'Candy,	10 0 0	534	of Joseph Sharp's.
75			John M'Candy,	20 0 0	538	To assist in building a Bridge across the Mill Brook of T. Coates.
79	1840		John M'Cready,	10 0 0		For the Road from Longstroth's toward the City, to be expended between Thomas
80			John M'Cready,	10 0 0		Palmer's Road and the Saint John County Line.
93			James Cother,	38 0 0	277	For the Road leading from the late James Smith's Mills to the Golden Grove
			James Cother,	10 0 0		Road, near Hastings.
			James Cother,	10 0 0		For the Road from the late James Smith's Mill to Saint John County Line, to-
			James Cother,	10 0 0		wards the Second Loch Lomond.
			James Cother,	10 0 0		For the Road leading from the late James Smith's Mill to the Golden Grove, near
			James Cother,	10 0 0		Hastings.
			James Cother,	38 0 0	do.	To pay for a new Cutwater and sundry repairs to the Hammond River Bridge,
			James Cother,	10 0 0		near Barns'.
7	1841	Charlotte,	Michael Gunn,	10 0 0	381	For the New Road between White's Mill Stream and Lowell's.
8			Michael Gunn,	10 0 0		For the Road from Riley's, on the Neck Road, to John Parker's.
47			William H. Spragg,	10 0 0	do.	For the Bridge over Spragg's Brook.
5	1838		James Murphy,	35 0 0	479	For the Road from James Murphy's towards the Rolling Dam in St. Patrick's.
6			James Murphy,	30 0 0		For the Road from James Murphy's towards the Eastern line of the Parish of
			James Murphy,	15 0 0		Saint Patrick's.
			James Murphy,	40 0 0	484	For the Road from Dunham's, in Saint David's, to Foster's Mills.
19			Albert G. Foster,	20 0 0	494	From the Falls to the Forks of the Magaguadavic in Saint George.
47			Daniel Gilmore,	20 0 0		For the Road from Pomeroy's Bridge to the Flume Ridge in Saint George.
48			Daniel Gilmore,	20 0 0		
			<i>Carried forward,.....</i>	£2,148 0 0		

Account of Bye Road Monies drawn from the Treasury since January, 1837, which remain unaccounted for.—Continued.

No.	Grant.	County.	Commissioner.	Amount.	No. Warrant.	Nature of Appropriation.
51	1838	Charlotte,	<i>Brought forward,.....</i> Patrick Clinch, James Maxwell,	£2,148 0 0	492	For the Road from James Murphy's to the Scotch Settlement in Saint George.
63	1840			10 0 0		For the Road from Long Bridge, over the Old Ridge and Oak Hill in St. James, to the Canous Stream.
64			James Maxwell,	20 0 0	do.	For the Road from Peak's to the farthest part of the Baillie Settlement in Saint James; £9 of which to be laid out on the Causeway near Sherman's Oat Mill, and £9 on the Gardiner Hill.
74			Asa Jordan,	27 10 0	do.	For the New Road from the Ledge to Oak Point in Saint Stephen.
96	1841	Westmorland,	John Orr,	30 0 0	do.	For the Road from Welsh's Brook to the Shore in Saint Andrew's Parish.
100			John J. Robinson,	7 10 0	381	For the Great Road through the Island from Welch Pool to Currie's Cove in Campo Bello.
65	1838		John Perkins,	80 0 0	do.	For the Road from Thomas Colpitt's Mill to the Coverdale River Road, and thence to Robert Colpitt's.
66			John Perkins,	15 0 0	349	For the Road up Pollet River to John Geldart's; of which sum £10 to be paid Thomas Colpitt.
67			George Pittfield,	10 0 0	351	For the Road from Daniel Wheaton's to Robert Dobson's.
61	1839		John Parkins,	15 0 0		For the Road from Thomas Colpitt's Mill to the Coverdale River Road, and thence to Robert Colpitt's.
62			John Parkins,	25 0 0		For the Road up Pollet River to John Geldart's; of which sum £20 to be paid Thomas Colpitt.
65			John Parkins,	15 0 0	592	For the Road from George Colpitt's up Coverdale River.
68			John Parkins,	10 0 0		For the Road from Alexander Cane's to George Colpitt's Mill.
84			John Parkins,	15 0 0		For the Road from R. Colpitt's, Junior, to King's County Line, near L. Hoyt's.
7	1840		George Bulwer,	10 0 0	277	For the Road from George Richardson's to Crossman's.
43			John Trenholm,	35 0 0	do.	For Gaspareau Bridge; £31 15 7 of which to be paid to John Trenholm.
51			George Bulwer,	10 0 0	do.	For the Road from Dorchester Road to Crossman's.
43			Charles Tibbedo,	5 0 0		For the Road from the Chapel at Dorchester to the Cove. [at Powell's.
67			Alexander Cain,	15 0 0		For the Road from the Pollet River Road, near Mrs. Smith's, to the Great Road.
75	1841		Alexander Cain,	10 0 0	381	For the Road from Alexander Cain's to George Colpitt's Mill.
77			John Boyd,	5 0 0	do.	For the Road from James Crandall's to Bell's Farm.
86			John Boyd,	15 0 0	do.	For the Road from George Colpitt's up Coverdale River.
87			Robert Ellis,	90 0 0	418	For the Road from the Bridge on the North River to the Waterloo Settlement, to include repairs on the Bridge, and out of which to come a balance due the late Commissioner.
4	1837	Gloucester,				
<i>Carried forward,.....</i>				£2,638 0 0		

Account of Bye Road Monies drawn from the Treasury since January, 1837, which remain unaccounted for.—Continued.

No.	Grant.	County.	Commissioner.	Amount.	No. Warrant.	Nature of Appropriation.
6	1838	Gloucester,	Brought forward,.....	£2,638	0	
14			Robt. Ellis and John Henry,	20	0	For a Bridge over Landrie's Brook at Grand Ance. [Settlement.
16			Thomas Miller,	40	0	For the Road from Bass River toward Teague's Brook, through the Salmon Beach
22			Swanton Bateman,	20	0	For the Road on the South side of the Great Nepisiquit River between Dona's
23						Falls and the Great Road.
24				35	0	For the Road between Nipigon and Little Nepisiquit Rivers. [Settlement.
25			Hugh Napier,	20	0	For widening from Hugh Napier's upwards to the Tartigouche
27			John Smith,	5	0	Settlement.
28			John Smith,	15	0	For the Road Settlement.
29			Hugh Napier,	15	0	For the Line the Mill Stream, for exploration or otherwise.
30			Hugh Ramsay,	20	0	th and South of the Market Place in Dalhousie.
31	1839		John Henry,	10	0	To open and i For the Road from End's Bridge to the South West Ferry.
32			John Henry,	15	0	For the Road from the Church at Grand Ance to the Great Swamp.
33			John Henry,	16	0	For a Bridge over the Brook between Grand Ance and Daniel Coholan's, and
34			John Henry,			for repairing Parrot's Bridge.
35				50	0	For erecting a Bridge at Richard Dawson's.
36			Richard Dawson,	8	0	For the Hornbrook Road.
37	1840		John Henry,	8	0	For the Landing at Patrick Sisk's.
38			John Henry,	12	0	To finish the Bridge over Teague's Brook.
39			John Henry,	8	0	For the Road to the Landing at Lot No. 12.
40			Thomas Miller,	31	10	For the Bridge over Gaben's Brook, and Approaches.
41			William End,	10	0	Towards opening and making a Road from the Henry Copp Settlement, on the
42	1837	Northumberland	Thomas Copp,			North West, to Trout Brook, on the Chaplin's Island Road.
43				20	0	Towards exploring and opening a Road from Chaplin's Island, on the South West
44	1838		John Flinn,	10	0	side of the North West, up to William Allison's Farm.
45			John Flinn,			For the Road from the East Scotch Settlement Road to the County Line towards
46						Thomas Shearer's.
47				20	0	Towards exploring and opening a Road from Cain's River, on the South side of
48			Joseph Washburn,	15	0	the South West Branch of the Miramichi, up till it strikes the Road to
49	1839					the Settlement on Cain's River, coming out at John McDonald's Farm.
50			William McMaster,	20	0	To explore and open a Road from Saunders' Grist Mill to the Settlement on the
51						right hand Branch of Barnaby's River.
52			William McMaster,	25	0	To improve the Road from Dennis Kirk's, on the East side of Barnaby's River,
53						to Joseph Hutchison's Farm.
54			Carried forward,.....	£3,086	10	0

Account of Bye Road Monies drawn from the Treasury since January, 1837, which remain unaccounted for.—Continued.

No.	Grant.	County.	Commissioner.	Amount.	No. Warrant.	Nature of Appropriation.
55	1839	Northumberland	Brought forward,..... James Gilmore,	£3,086 10 0 10 0 0	650	To continue the Road from Southart's to M'Ewen's and Gyhen's in rear of Moorfield'a.
9	1839	Kent,	Nathaniel Pine,	25 0 0	469	For the Road on the South side of the Aldonne River.
				£3,121 10 0		

F. P. ROBINSON, Auditor.

Office of Audit, January 7, 1843.

2-

Account of Bye Road Monies drawn from the Treasury since January, 1837, which remain unaccounted for.—Continued.

No.	Grant.	County.	Commissioner.	Amount.	No. Warrant.	Nature of Appropriation.
28	1839	Gloucester,	Brought down,..... John Vance,	£3,121 10 0 20 0 0	491	For the Road above Daly's to Tettagonouche.
29			John Vance,	10 0 0		For the Road below Daly's.
30			John Vance,	25 0 0		For the Road in the Kinsale Settlement.
			TOTAL AMOUNT,.....	£3,176 10 0		

160 Appropriations.

F. P. ROBINSON, Auditor.

Office of Audit, 9th January, 1843.

ACCOUNTS OF BYE ROAD COMMISSIONERS

Who have Balances in their hands, Affidavits required to their Accounts, and Charges rejected for improper Vouchers, from 1837 to 1842, both years inclusive.

Commissioners.	Years when due.	Balances.	Affidavit wanting.	Imperfect Vouchers.
YORK COUNTY.				
David Pickard,	1838	£0 1 5	....	....
Moses Pickard,	....	0 1 5	....	....
Daniel Duff,	....	....	....	£60 14 1
Ditto,	1841	....	£30 0 0	....
John Ingraham,	1838	....	....	2 2 6
Ditto,	1839	5 19 0	....	5 15 9
Henry Jones,	1838	....	....	21 10 0
Ditto,	1839	10 18 0	....	....
Joseph C. Allen,	1838	....	....	43 5 3
Daniel Jouett,	....	....	....	35 0 0
Ditto,	1839	....	....	47 10 0
John Henry,	1840	....	....	27 0 5
Ditto,	1841	....	....	2 9 10
Israel Smith,	1839	0 2 9	....	....
Alexander Mitchell,	....	....	32 10 0	....
Ditto,	1841	....	....	8 0 0
Moses Lawrence,	1839	....	....	8 1 8
Francis Kilborn,	1840	....	....	22 12 10
William Love,	1841	....	....	1 18 4
Moses Pickard,	1842	....	....	10 0 0
George Fox,	....	....	....	14 5 0
William Love,	....	....	....	0 19 0
John S. Barker,	....	0 3 6	....	....
John Jones,	....	2 3 3	....	....
SUNBURY COUNTY.				
Frederick Phillips,	1839	3 19 9	....	....
John Bailey (Administrators of)	1838	0 1 2	....	....
James Burpe,	....	2 17 11	....	36 3 10
Ditto,	1839	0 7 6	....	42 17 2
Ditto,	1840	....	....	21 15 0
William Scoullar,	1838	0 12 7	....	....
William Kimball,	1839	....	....	10 9 3
Thomas Lindsay,	....	....	....	1 15 0
William Brown,	1841	....	....	4 1 8
James Mitchell,	1842	2 13 7	....	....
QUEEN'S COUNTY.				
John Humphries,	1838	4 19 1	....	....
John Inch,	....	1 1 11	....	....
Isaac Clark,	....	....	....	1 8 4
Ditto,	1840	3 13 9	....	....
David M'Donald,	1838	0 5 0	....	....
Ditto,	1840	....	15 0 0	....
Peters Yeamans,	1838	0 10 4	....	....
Ditto,	1840	2 6 0	....	....
Thomas T. Hewlett,	....	....	....	4 5 0
Ditto,	1842	2 3 7	....	....
Richard Hewlett,	1838	....	....	2 0 0
Carried forward,.....		£45 1 1	£77 10 0	£435 13 11

Bye Road Commissioners who have Balances in their hands, &c.—Continued.

Commissioners.	Years when due.	Balances.	Affidavit wanting.	Imperfect Vouchers.
<i>Brought forward,</i>		£45 1 1	£77 10 0	£135 13 11
Joseph Coram,	1839	....	....	20 0 0
John Armstrong,	....	0 2 4	....	....
Harry Peters,	....	2 4 6	....	....
Ditto,	1840	6 1 0	....	....
Robert Golding,	....	10 0 0	....	8 8 0
Samuel Langen,	....	....	....	9 10 0
John M'Lean,	1841	3 1 0	....	....
William Slip,	....	0 4 6	....	....
Samuel Langen,	....	....	70 0 0	....
Thomas Harrison, accounted.	1842	0 1 9	....	1 13 4
William Foshay,	....	7 1 2	....	....
Thomas Cox,	....	0 9 1	....	....
KING'S COUNTY.				
Isaac Haviland,	1840	....	....	18 5 6
Ditto,	1841	....	....	2 5 0
James Cother,	1838	....	....	0 6 0
John N. J. White,	....	35 0 0	No Account.	....
E. N. G. Scovill,	1839	....	....	2 16 0
Edward Fryers,	....	0 2 8	....	0 15 5
Ditto,	1841	....	....	6 9 0
Caleb Wetmore,	1838	....	....	39 8 8
Ditto,	....	....	....	21 6 3
Daniel Campbell,	....	0 12 6	....	2 0 0
Ditto,	1842	....	....	1 17 0
John Drury,	1838	15 0 0	....	1 6 8
James Campbell,	1840	4 1 4	....	....
John Palmer,	1838	....	30 0 0	7 3 0
William Teakles,	1839	....	....	2 7 4
Robert S. Matthew,	....	....	10 0 0	....
Samuel Foster,	1839 & 1840	0 15 7	....	10 1 6
John T. Coffin,	1839	3 4 4	....	15 12 2
Ditto,	1841	....	25 0 0	....
James B. Lyon,	1839 & 1840	....	....	22 19 2
Ditto,	1841	....	....	11 5 0
Ditto,	1842	....	....	9 15 9
James Schoales,	1840	....	....	3 8 6
Robert Keith,	....	....	....	5 16 0
Joseph A. Lyon,	....	2 7 3	....	....
Robert Mowbray,	....	....	25 0 0	8 15 0
Daniel Hatfield,	1841	1 4 1	....	....
George Raymond,	....	....	....	18 5 0
Henry Belyea,	1842	....	....	14 16 3
James Brittain,	....	0 8 8	....	....
George Harding,	....	1 8 9	....	....
Robert Reed,	....	....	....	20 0 0
Justus S. Wetmore,	....	0 18 9	....	....
William Coates,	....	....	....	35 0 0
Abraham Demill,	....	1 0 0	20 0 0	5 2 8
John Sherwood,	....	6 10 0	....	....
Charles W. Stockton,	....	0 10 6	....	....
Lemuel Coates,	....	0 0 6	....	40 0 0
Isaac Coates,	....	....	....	15 0 0
<i>Carried forward,</i>		£137 11 4	£257 10 0	£817 14 1

Bye Road Commissioners who have Balances in their hands, &c.—Continued.

Commissioners.	Years when due.	Balances.	Affidavit wanting.	Imperfect Vouchers.
<i>Brought forward,</i>		£137 11 4	£257 10 0	£817 14 1
Craven Longstroth,	1842	....	25 0 0	25 0 0
John Bond,	....	0 1 4	....	11 3 6
SAINT JOHN'S COUNTY.				
Benjamin L. Peters,	1839	29 17 6	214 14 2	....
Andrew Millican,	1838	....	....	15 14 0
James Jones,	....	....	....	3 7 0
Simon Fraser,	....	....	....	25 0 0
Ditto,	1839	2 3 0	....	....
Ditto,	1842	....	....	25 0 0
George Matthew,	1840	0 11 7	....	....
Nat. Godsoe & C. M. Wootten,	1839	15 10 2	14 9 10	....
George Ball & E. Drury,	....	1 16 3	....	....
William G. Cody,	1840	11 9 10	10 7 10	....
C. M. Wootten,	1841	....	25 0 0	....
James Millican,	....	6 16 6	....	....
Stephen Hill,	....	....	....	60 0 0
Hugh Doherty,	1842	....	....	4 15 6
George Morrison,	....	....	....	5 0 0
CHARLOTTE COUNTY.				
J. H. Whitlock,	1839	0 12 11	....	....
James Connick,	....	2 12 7	....	1 1 6
John Nisbet,	1838	....	....	6 1 4
W. F. W. Owen,	....	....	50 0 0	....
James Albee,	....	....	....	10 0 0
Joshua Knight,	1839	....	25 0 0	....
Henry Seeley,	1838	5 2 10	....	45 9 8
John Moses,	1839	0 0 8	....	49 19 4
Wilford Fisher,	....	....	137 6 7	....
Robert Lindsay,	....	....	....	22 15 10
James Maxwell,	....	1 6 9	....	1 10 3
Jacob Allan,	....	2 0 0	....	....
Patrick Clinch,	1840	2 0 0	....	....
Joseph Walton,	1839	....	....	2 16 0
Daniel Gilmore,	....	0 4 9	....	....
Hugh M'Callum,	1840	4 1 1	....	....
William Pendleton,	....	....	20 0 0	....
Thomas Wyer,	1841	2 14 3	....	....
George M'Kay,	1842	0 10 9	....	....
William Ellis,	....	....	13 0 0	....
Daniel Gilmore,	....	0 9 6	....	2 6 0
Asa Jordan,	....	0 1 0	....	3 16 4
John King,	....	....	....	14 10 6
John Mann, Junior,	....	....	10 0 0	....
Thomas Mitchell,	....	....	....	36 0 0
Simon M'Carroll,	....	0 1 5	....	....
William Simpson,	....	....	50 0 0	....
Samuel Stewart,	....	....	....	4 7 6
John Cotterell,	....	....	....	65 0 0
William M'Intosh,	....	....	12 0 0	....
NORTHUMBERLAND COUNTY.				
James Laurie,	1839	....	....	32 13 3
<i>Carried forward,</i>		£237 15 9	£864 8 5	£1,291 1 7

Bye Road Commissioners who have Balances in their hands, &c.—Continued.

Commissioners.	Years when due.	Balances.	Affidavit wanting.	Imperfect Vouchers.
<i>Brought forward,</i>		£237 15 9	£864 8 5	£1,291 1 7
James Laurie,	1840	....	....	60 6 0
James Ledden & John Flynn,	1838	24 18 4	....	....
Alexander M'Laggan,	....	....	....	22 7 2
Ditto,	1840	....	50 0 0	....
Ditto,	1842	1 0 0	....	....
Thomas Vondy,	1840	....	....	21 4 8
John M'Donald & W. Williston,	1838	2 14 5	....	....
David Crocker,	1840	6 19 10	....	....
Thomas W. Underhill,	....	....	81 2 4	17 3 4
William Williston,	1839	....	110 0 0	....
Charles J. Peters,	1840	3 7 8	....	....
Alexander Williston and James Cameron,	1841	5 6 9	....	12 1 11
James Lawrie,	1841	....	....	72 16 7
John M'Allister,	1842	0 13 0	....	....
John Washburn,	....	0 5 0	....	6 15 0
Thomas W. Underhill,	1841	....	80 0 0	....
Benjamin F. Stymist,	1842	5 1 6	....	....
Alexander M'Laggan,	1841	....	50 0 0	....
GLOUCESTER COUNTY.				
Francis Ferguson and W. H. Baldwin,	1838	....	10 0 0	....
Joseph Read,	....	2 4 3	....	....
Robert Ellis,	....	5 6 0	....	....
Adam Ferguson,	....	40 0 0	....	....
Charles M'Donald,	1839	1 16 2	....	....
William Doyle,	....	0 10 4	....	9 12 0.
John Doran,	....	0 17 6	....	....
Ditto,	1840	2 5 0	....	....
Alexander Anderson,	1842	1 12 8	....	0 10 0
George Sivert,	1841	3 6 8	....	....
Valentine Gibbs,	1842	0 15 0	....	1 7 0
John Henry,	....	....	....	6 10 0
Thomas Miller,	....	8 17 8	....	....
Thomas Vondy,	....	0 1 1	....	....
COUNTY OF KENT.				
Isaac Sowerby,	1838	4 11 11	....	....
Pascal Porrier and Peter Robicheau,	....	1 16 6	....	....
James Daigle,	1838	5 5 3	....	....
Amasa Weldon,	1839	2 7 6	....	....
Michael M'Innis,	....	0 5 11	....	....
George Pagan,	....	....	....	13 5 0
Thomas Powell,	....	10 2 8	....	49 17 2
Gilbert Herbert,	....	....	....	32 0 0
Oliver Myre,	1840	1 18 6	....	....
Ditto,	1841	....	....	2 17 1
Richard Leonard,	....	1 0 8	....	....
John M'Intosh,	....	....	....	6 0 0
Fidelle Casey,	....	....	....	19 0 0
Colin Rankin,	....	0 10 0	10 0 0	....
<i>Carried forward,</i>		£383 13 9	£1,255 10 9	£1,644 14 6

Bye Road Commissioners who have Balances in their hands, &c.—Continued.

Commissioners.	Years when due.	Balances.	Affidavit wanting.	Imperfect Vouchers.
<i>Brought forward,</i>		£383 13 9	£1,255 10 9	£1,644 14 6
Colin Rankin,	1841	9 13 6	45 0 0	....
Fidelle Casey,	1842	0 10 0	....	....
Jonathan Dickinson,	....	1 17 6	....	....
Joseph Herbert,	....	....	....	30 0 0
Oliver Myers,	....	0 2 0	....	....
John Bowser,	....	....	....	1 17 6
Robert Callendar,	....	6 3 3	....	....
John M'Intosh,	....	0 10 6	....	....
Albert B. Smith,	....	0 13 0	....	....
Robert Votour,	....	0 6 8	....	....
WESTMORLAND COUNTY				
John Trenholm,	1838	....	....	66 2 1
Ditto,	1840	....	....	45 6 0
Ditto,	1842	....	....	24 19 0
Samuel Holstead,	1838	10 5 6	....	8 11 0
John Palmer,	1840	2 5 1	....	1 3 0
Ditto,	1842	4 0 3	....	....
William Chapman,	1838	....	....	60 3 7
Ditto,	1839	....	....	11 2 0
Stephen H. Shaw,	....	4 12 6	....	7 10 11
Reuben Peck,	....	1 5 6	....	25 8 6
Lorang Babino,	1840	0 19 6	....	....
John Cleveland,	1841	....	....	21 12 6
William Evans,	....	7 15 0	....	....
John Anderson,	1842	....	....	9 17 6
Loring Babinot,	....	0 4 0	....	....
Nathan Lawrence,	....	2 19 7	....	....
James Lewis,	....	....	....	6 3 9
Jacob Trites,	....	....	....	50 0 0
Henry Steeves,	....	....	....	11 18 6
William Read, Junior,	....	25 1 4	....	....
Charles Tibbido,	....	....	....	12 14 11
Sylvan Babinot,	....	8 6 2	....	....
William Wallace,	....	1 5 3	....	....
COUNTY OF CARLETON.				
John Dibblee,	1839	7 19 4	....	....
William Hallett,	1838	....	....	31 5 0
Ditto,	1839	....	15 0 0	6 17 6
Samuel Estabrooks,	1838 & 1839	0 3 8	....	3 17 6
Ditto,	1840	....	....	7 11 3
James Sharp,	1839	....	....	89 8 0
William W. Emslie,	1838	....	....	25 15 10
Weller Chapman,	1839	....	....	2 3 1
William M'Kenzie,	....	....	....	3 5 0
Abner Bull,	1840	0 17 6	....	23 8 8
Ditto,	1841	....	....	8 17 6
Stephen Tracey,	1840	0 6 1	....	....
Asa Upton,	....	0 4 6	....	....
John Bedell,	....	4 12 5	....	....
Benjamin Tibbitts,	....	4 18 0	97 0 0	....
Joseph Burpe,	1841	0 6 8	....	....
<i>Carried forward,</i>		£491 18 0	£1,412 10 9	£2,241 14 7

Bye Road Commissioners who have Balances in their hands, &c.—Continued.

Commissioners.	Years when due.	Balances.	Affidavit wanting.	Imperfect Vouchers.
<i>Brought forward,</i>		£491 18 0	£1,412 10 9	£2,241 14 7
Frederick B. Dibblee,	1841	....	....	9 2 9
Ditto,	1842	0 10 7	....	....
Robert Henderson,	1841	....	15 0 0	....
Stephen Orser,	....	....	....	4 5 0
Robert Henderson,	1842	....	....	2 10 3
Stephen Orser,	....	5 19 9	....	6 13 6
Charles Peabody,	....	....	....	9 10 0
Asa Upton,	....	2 19 0	....	....
RESTIGOUCHE COUNTY.				
David Crocker,	1842	2 10 11	....	....
John Montgomery,	....	1 7 11	....	....
Joseph Hunter & N. M'Leod,	....	0 17 6	....	....
TOTAL AMOUNTS,		£506 3 8	£1,427 10 9	£2,273 16 1

F. P. ROBINSON, *Auditor.**Office of Audit, 7th January, 1843.***Auditor's Office, Fredericton, 9th January, 1843.****REPORT****UPON SUNDRY ACCOUNTS FURNISHED BY COMMISSIONERS FOR THE EXPENDITURE OF SPECIAL GRANTS.****No. 1. JOHN P. FORD, COMMISSIONER.**

Audit of 1842.—Road from Bend to Richibucto River, Balance unexpended,.....	£2 1 7
Satisfactory attested Account and vouchers furnished for the expenditure of.....	2 0 0
Due the Province,.....	£0 1 7

No. 2 L. B. RAINSFORD, COMMISSIONER.

Grant 1841.—Approaches to the Oromocto Bridge,.....	£900 0 0
Expenditure charged,.....	£809 4 6
Commission charged, 10 per cent.,.....	90 0 0
	£899 4 6
Deduct—Printers Bill inadmissible, (No. 5.).....	1 0 6—898 4 0
Due the Province,.....	£1 16 0

The charge of ten per cent. having been usually sustained on expenditures similar to the preceding, it has not been objected to in this instance, but as those cases do not come within the letter of the Act 7 Wm. 4, cap. 6, whereby alone the rate of ten per cent. is allowed as a Commission for expending Monies on the Highways, it is specially submitted for consideration.

No. 3.

No. 3. HUGH JOHNSTON AND ISAAC WOODWARD, COMMISSIONERS.

Grant 1842.—To improve the navigation of the Grand Lake, by the removal of a Bar at the entrance of the Jemseg,..... £500 0 0

The Commissioners account as follows :—

Disbursements per R. Treniman's Account,.....	£487	6	5½	
Less—Proceeds of condemned warps sold by R. Treniman,.....	2	1	5	
	£485	5	0½	
Commission paid I. Woodward, 2½ per cent.....	12	3	7½	—497 8 8
They credit—				
Proceeds of the Warrant discounted by the Bank of New Brunswick, at 2½ per cent. discount,.....	£487	10	0	
Gain on British Silver, received from the Bank at 24s. and disbursed at 25s., £307 12s, is £320 8s.....	12	16	0	—500 6 0
Balance in Bank of New Brunswick,.....				£2 17 4
To this balance add items in voucher No. 1, for which no receipt is furnished, viz :—				
Mens' Dinners in Steam Boat,.....	£0	12	6	
Boarding S. Manatin, Caulker,.....	1	9	4	
Items in No. 2, voucher for the like reason :—				
Sundry Passages and expenses in Steamer,.....	5	2	1	
Freight 4s. 6d., 1s. 6d., Trowell 2s. 9d., Nails 1s. 4d.	0	10	1	
In voucher No. 6, overcharged in extending and summing up,.....	0	0	10½	
	£7	14	10½	
And deduct, short charge on the ½ Commission :—				
Charged,.....	£12	3	7½	
Should be.....	12	10	0	—0 6 4½—7 8 6
Due the Province,.....				£10 5 10

Satisfactory vouchers are furnished for the expenditure of the residue of the appropriation ; the Account is properly attested by the Commissioners, and is accompanied by an attested Account from Robert Treniman the Superintendent, and by Reports from the Commissioners and Superintendent. The Honorable Hugh Johnston has not made any charge for Commission.

No. 4. JAMES SAYRE AND EDWARD B. CHANDLER, COMMISSIONERS.

Grant 1838.—Towards erecting a Wharf on the Public Landing

Dorchester Island,.....	£150	0	0	
Expenditure charged,.....	£155	5	5	
Less—Individual subscriptions of the Commissioners,.....	5	5	5	—150 0 0

This Account is accompanied by the necessary vouchers and affidavit, and is satisfactory. The Commissioners have not made any charge for their services, and they state that the gravelling of the Wharf, the Iron for fastenings, Ladders, &c., were furnished by private subscription.

JOHN POLLOK, CHARLES SIMONDS AND JACOB ALLAN, COMMISSIONERS.

No. 5.—Grants 1842.—For the relief and employment of the suffering

poor, in the Parish of Portland,.....	£500	0	0	
Expenditure per Account,.....	599	9	6	
Due the Commissioners,.....	£99	9	6	

This

This Account is attested to, and is accompanied by the necessary vouchers, and a Report from the Commissioners; no charge is made for Commission, and the money appears to have been laid out to the best advantage, as independent of the charges for overseers, teams, tools, timber, &c., nine thousand three hundred and fourteen days' work were performed at a charge of one shilling per diem, and from the Report much suffering, misery and probably starvation, has been prevented.

F. P. ROBINSON, *Auditor.*

Office of Audit, Fredericton, 25th March, 1843.

Supplementary Report upon the Accounts of Commissioners appointed to expend Special Grants.

No. 6. HUGH JOHNSTON AND ISAAC WOODWARD, COMMISSIONERS.

To expend £500 in improving the navigation of the Grand Lake, by the removal of a Bar at the entrance of the Jemseg.

Balance to be accounted for by the Commissioners per last Audit,	£10 5 10
Satisfactory vouchers have been furnished for the expenditure of	7 11 9

Balance due the Province, and which, by the Report of the Commissioners, is deposited in the Bank of New Brunswick,.....	£2 14 1
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No. 7. DAVID VAUGHAN, COMMISSIONER.

Grant 1840.—To complete the Road along the Beach at M'Comber's Creek, Quaco,.....	£75 0 0
The Commissioner renders an attested Account, shewing an expenditure of,.....	£71 5 0
Commission charged, 5 per cent.,.....	3 15 0—£75 0 0

This Account is not accompanied by any vouchers, but Mr. John R. Partelow's attested certificate is furnished, wherein he states that the original Account and the vouchers had been left with him, and were burnt in his Office at the Great Fire of November, 1841.

No. 8. HUGH GALLAGHER, COMMISSIONER.

Grant 1841.—To the Justices of Westmorland for the Wharf at Dixon's Landing,.....	£25 0 0
Expenditure per Account,.....	£24 9 0
Commission charged,.....	0 11 0—£25 0 0

The Account is correctly made up and attested, and satisfactory vouchers for the expenditure are furnished.

ASA COY, CHARLES M'PHERSON, F. W. HATHEWAY AND SPAFFORD BARKER, COMMISSIONERS.

No. 9.—Grant 1839.—To aid in the erection of a Public Wharf at Regent Street Landing, Fredericton,..... £75 0 0

Grant 1841.—Remuneration for money expended for erecting a Wharf and Steam Boat Landing in Fredericton,.....	41 12 1—£116 12 1
--	-------------------

Accounted for as follows:—

Paid Richard Dunn in May 1839, on account of his Contract for building the Wharf,.....	£75 0 0
Paid Joshua Dunn in 1841, balance due on his Contract for work on the Wharf,.....	41 12 1—£116 12 1

No charge is made for Commission, the Accounts are attested, and supported by the necessary vouchers.

No. 10. HENRY GILBERT AND L. H. DEVEBER, COMMISSIONERS.

Appropriation of 1842, (*vide* Journals 104,) for the purpose of affording relief to the suffering labouring poor in the City of Saint John.

The Commissioners have furnished detailed Accounts of their expenditure, and a General Account Current made up as follows:—

Received by Warrant on the Treasury,.....	£1750	0	0	
Interest allowed by Bank,.....		7	11	11
Premium received for converting Bank Paper into British Silver,.....		35	3	0—£1792 14 11

They take credit for—

Amount expended in wages of indigent Labourers, tools and repairs of tools, blasting powder, damages by blasting, hack hire, and storage of tools, per detailed weekly Accounts, from No. 1 to 7 inclusive,.....	£1786	10	6	
Cash deposited in Treasury,.....	£6	2	0	
Paid Premium for Bank Paper,.....	0	2	5—	6 4 5— 1792 14 11

The details of the expenditure are as follow:—

Wages of indigent Labourers, as charged,.....	£1506	13	11	
Tools, Iron and Steel for do., repairing and handling do.,.....		142	0	1
Blasting Powder,.....		127	2	5
Damages by Blasting,.....		4	16	10
Hack hire and Storage of Tools,.....		5	17	3—£1786 10 6

No receipts are furnished for the following expenditures:—

Wages,	£1506	13	11	
Other expenditures, detailed statement on Ac- counts,.....		10	19	1½
Defective receipts from parties who made their X's unwitnessed,.....		13	0	2
And a balance of errors against the Commissioners occurs in extending and adding the Wages, to the extent of,.....		2	0	7½—£1532 13 10

The Commissioners have not made any charge for Commission or Clerk hire; their Accounts are very methodically made up, but are not attested; they have been written to for vouchers, &c.

No. 11. RICHARD LEVISON, COMMISSIONER.

Grant 1840.—To complete the Drain for preventing the inundation of the old Road across the Tantamar Marsh,.....	£100	0	0	
Expenditure per Account,.....	£76	0	1½	
Commission 5 per cent.	5	0	0—	81 0 1½
Due the Province,.....				£18 19 10½

The Account is correctly made up and attested, and satisfactory vouchers are furnished for the expenditure; the Commissioner reports "that there are some farther claims for work done at the Canal, which cannot be adjusted until the work is completed."

No. 12. HENRY JONES, COMMISSIONER.

Grant 1840.—To improve the Towing Paths from the Tobique to the Grand Falls on the River Saint John,.....	£100	0	0
Expenditure per attested Account and voucher,....	£95	0	0
Commission—5 per cent.....	5	0	0
	£100	0	0

Satisfactory.

No. 13. JOHN FOWNES, COMMISSIONER.

Grant 1840.—To avoid the Hill on the West side of Berry's Creek in Quaco, and to erect a Bridge over the said Creek,.....	£50	0	0
Expenditure per attested Account and vouchers,....	£47	10	0
Commission—5 per cent.....	2	10	0
	£50	0	0

Satisfactory.

No. 14. RESTIGOUCHE AGRICULTURAL SOCIETY.

This is an Account Current of Dugald Stewart, with the Restigouche Agricultural Society, for the year 1842, as Treasurer thereof, and is as follows:—

Balance in his hands January 4th, 1842,.....	£143	13	5
Sales of Cattle, Grain, Seeds, &c. in 1842,.....	72	13	6
Subscriptions for the same year,.....	50	5	6
Provincial grant for the year,.....	100	0	0
	£366	12	5

He charges,

Remittances to Scotland for Stock, &c. in 1842,....	£125	11	0
Freight and Landing charges,.....	6	0	0
Premiums and expenses at Cattle Shows, Grain } Show, and Ploughing Match,..... }	31	4	6
Printing, Agricultural Periodicals and Postages,....	7	11	9
Value of Seeds and Grain on hand,.....	50	5	6
5 per cent. Commission on expenditures,.....	£170	7	3
	8	10	4
	229	3	1

Due the Society, January 3, 1843,..... £137 9 4

This Account is not attested, but it is correctly made up, and supported by satisfactory vouchers.

No. 15. SUNBURY AGRICULTURAL SOCIETY.

This is an Account Current of Calvin L. Hatheway, with the Sunbury Agricultural Society, for the year 1842, as Treasurer thereof, and is as follows:—

Balance on hand, January 1842,.....	£61	17	9
Sales of Agricultural Implements and Seeds in } 1842, }	17	19	7½
Subscriptions received in 1842,.....	26	10	0
	£106	7	4½

He charges,

Payments for Seeds, &c. in 1842,.....	£29	19	5½
Premiums paid, £33 1s.: ditto due, £24 2 6,....	57	3	6
	87	2	11½

Due the Society per Account,..... £19 4 5½

To which add,—

Warrant issued on the Treasury in 1842, for..... £53 0 0

Balance actually in favor of the Society, January 1843,.... £72 4 5½

By the Society's Report of January, 1842, the Seeds on hand and outstanding balances amounted to £28 17 4½, and as the payments for Seeds, &c. in 1842, exceeded

exceeded the receipts, there must still be a stock on hand which the Treasurer has omitted noticing in his Account; he states that a balance of £24 2 6 was due for Premiums, which appears extraordinary and requires explanation, as exclusive of the Provincial Grant he had more than sufficient funds on hand from his own shewing to have paid them. The Account is attested, but is unsupported by any vouchers.

No. 16.

KING'S AGRICULTURAL SOCIETY.

This is a Report of the proceedings of the King's County Agricultural Society, for the year 1842, and a Copy of the Treasurer's Account Current for the same year, communicated by the Secretary, A. C. Evanson, Esquire. The Copy of the Account Current, is as follows:—

Balance in Treasurer's hands, January 1842,.....	£24	8	0	
Subscriptions for the year 1842,.....	26	0	0	
Provincial Grant (not yet paid,).....	25	0	0	— £75 8 0
The charges are,				
Paid for 2 Bulls and 9 Rams, including transport,.....		44	9	6
Due the Society per Account,.....		£30	18	6
To which add,—				
Difference between £50, the Provincial Grant, and £25 the sum credited,.....		25	0	0
Balance in favour of the Society, including the Treasury Warrant for £50 issued, but not paid,.....		£55	18	6

No Account appears on file for the year 1841, and the Auditor cannot in consequence ascertain whether the balance of £24 8s. said to have been in the Treasurer's hands in January 1842, is correctly stated. The Treasurer should have furnished an attested Account supported by satisfactory receipts for the expenditures,—a mere copy of the Account not being satisfactory.

F. P. ROBINSON, *Auditor.*

Abstract of Appropriations made for Roads and other Special Public Works from 1837 to 1841, both years inclusive, which remain unaccounted for.

Warrant No.	Date of Grant.	Commissioners.	Amount.	•	Nature of Appropriation.
274	1837	Isaac Lawrence,	£100	0	0 To improve the Channel at Chapel Bar, River Saint John.
662	...	John Gillies and Hugh Ramsay,	100	0	0 To remove Rocks in the Big Falls of the Upsalquitch River, and clear a Jam in the N. W. Branch thereof.
585	...	Thos. Barlow and M. H. Perley,	750	0	0 To be applied in procuring a Dredging Machine.
214	1838	Hon. Thomas Baillie,	100	0	0 For Surveying a Division Line between King's and Queen's.
796	...	George Wightman,	250	0	0 Completing the Exploration of a Line of Road from Woodstock to Oak Bay, and opening part thereof.
277	...	G. E. Ketchum, & F. E. Beckwith,	50	0	0 Towards improving a Public Landing near Ketchum's in Fredericton.
213	...	Hon. Harry Peters,	200	0	0 To improve the Great Road from Gagetown to the Nerepis Road.
155	...	Thos. Barlow and M. H. Perley,	600	0	0 For completing the Dredging Machine.
127	1839	M'Pherson and Coy, and others,	75	0	0 To aid in the erection of a Public Wharf at Regent Street Landing in Fredericton.
272	...	Thos. Barlow and M. H. Perley,	305	1	3 Balance of amount expended in completing a Dredging Machine.
273	...	Ditto	300	0	0 Removing a Bar at the entrance of the Jemseg.
869	...	Robert Treniman,	200	0	0 Removing the Shoal in the River Saint John, near the Oromocto.
751	...	Hon. Harry Peters,	200	0	0 To improve the Great Road from Gagetown to the Nerepis Road.
905	...	Michael Harley,	100	0	0 For the Exploration of a Road between the Grand Lake and Richibucto.
304	...	Ephraim Sentell,	15	0	0 To examine a new line of Road from the Forks of the Old Westmorland or Marsh Road to Loch Lomond.
369	...	Hon. Harry Peters,	150	0	0 To improve the Road from the Oromocto to Gagetown.
307	1840	Hon. John S. Saunders,	40	0	0 For running the Division Line between the Counties of Kent and Westmorland.
277	...	Stephen Burpe,	25	0	0 Towards erecting a Wharf at or near the Public Landing in Sheffield.
493	...	Philip Palmer and John Jordan,	30	0	0 Towards the Exploration of a new line of Road from Point Wolfe to Quaco.
455	...	Richard Lourison,	100	0	0 To complete the Drain at the Old Road across the Tantamar Marsh.
377	...	David Vaughan,	75	0	0 To complete the Road along the Beach to M'Comber's Creek at Quaco, (re-appropriation.)
227	...	John Fowns,	50	0	0 To avoid the Hill on the West side of Berry's Creek in Quaco, and erect a Bridge over said Creek.
323	...	Thomas Barlow,	500	0	0 For the removal of a Bar at the entrance of the Jemseg.
488	...	Henry Jones,	100	0	0 To improve the Towing Paths from the Tobique to the Grand Falls on the River Saint John.
444	...	James Gilmour & Wm. Abrams,	150	0	0 Towards erecting a Bridge over French Fort Cove at Newcastle, Northumberland.
640	1841	James Milne,	20	0	0 For placing Buoys in the Harbour of Shediac.
280	...	Thomas Weyer, W. Fisher,	150	0	0 For a Packet between West Isles, Campo Bello, Grand Manan, and Saint Andrews.
306	...	J. Burnett, and H. Hatch,	500	0	0 Towards removing the Bar at the entrance of the Jemseg.
		Thomas Barlow, H. Johnston,			
		and Isaac Woodward,			
			£5,235	1	3

Office of Audit, 9th January, 1843.

F. P. ROBINSON, Auditor.

Account of Balances remaining due from Commissioners appointed to expend Great Road Appropriations and Special Grants from 1837 to 1841, both years inclusive.

Date of Audit.	Commissioners or Supervisors.	Situation, and nature of Appropriation.	Balances.	Remarks.
1840	James Brown, Jun. Asa Dow } and Jas. A. Macclachlan, }	On Exploration from Burgoyne's Ferry to Patehell's,	£4 11 5	
1842	Edwin Botsford,	On the New Road from Fredericton to Petitcodiac,	75 7 0	
...	Ditto,	On the Road across the Tantamar Marsh,	2 17 10	
1842	James Brown, Junior,	On the Road from the Magaguadavic to the Saint Croix,	4 3 5	
...	Patrick Clinch,	On the Road from the Red Rock to the Nerepis Road,	9 2 2	
...	William Foshey,	On the Road from the Grand Lake to Richibucto,	3 8 2	
1841	Valentine Gibbs,	On the Road from Shippegan to Pokemouche,	2 5 0	
1842	Alexander Goodfellow,	On the Road from Fredericton to Newcastle,	88 17 0	and defective vouchers, £28 19 2—1838.
...	John Jordan,	On the Road from Head of Belleisle to Saint John,	48 12 6	"To pay D. Hatfield, on completing his contract,"
1839	Dudley Perley,	On the Road from ...	40 2 2	and interest to be accounted for on sundry large sums.
1842	Elisha Peck,	On the Road from ...	9 9 11	and defective vouchers, £110.
1839	Harry Peters,	On the Road from ...	12 10 3	
1840	Ditto,	On the Road from ...	220 14 8	
1838	Benjamin L. Peters,	On the Road from ... Nerepis,	27 13 3	ch Lomond,
1841	Ditto,	Road from Saint J. Scotia Line,	201 15 11	
...	Harry Peters & Wm. Scoullar,	For the Bridge over ...	150 8 0	Pomroy's,
1842	Wm. Smart & Danl. Gilmour,	For the Bridge over ...	11 14 5	
1838	J. H. Whitlock,	For the Road from Connick's to Saint Stephen's,	0 4 8	
1842	Thomas Wyer, Harris Hatch, } and Wilford Fisher, }	For the Packet between Saint Andrews, West Isles, Campo Bello, Grand Manan, &c.	15 16 2	
			£1724 13 11	

F. P. ROBINSON, Auditor.

Office of Audit, January 9, 1843.

ABSTRACT OF ACCOUNTS,

Shewing the Sums which appear to be due from Persons who have been appointed to expend Public Monies, and of Reports upon Expenditures of Public Monies which have been accounted for.

					No. of Appropriations.
No. 1.—This is an Account of Bye Road Monies drawn from the Treasury which remain unaccounted for by the Commissioners, and amounts to.....	£3,176	10	0		160
No. 2.—This is an Account of Monies drawn from the Treasury for Great Roads and other Public Works which remain unaccounted for, amount,.....	5,235	1	3		28
No. 3.—This is an Account shewing the amounts standing against Bye Road Commissioners—					
For unexpended balances,.....	£506	3	8		
For Accounts not attested to,.....	1,427	10	9		
For charges rejected for defective vouchers, ..	2,273	16	1—	4,207	10 6 250
No. 4.—This is an Account shewing the amounts standing against Supervisors and Commissioners appointed to expend Great Road and Special Appropriations, for balances remaining in their hands unexpended, or for the expenditure of which they have not accounted, amounting to.....	£1,724	13	11		19
Do. do. charges rejected for defective vouchers, ..	138	19	2—	1,863	13 1 2
Making a total of.....	£14,482	14	10		459
No. 5.—This is a Report upon sundry Accounts furnished by Supervisors of Great Roads, and Accounts for the expenditure of Appropriations prior to 1842, and Audited balances to the amount of.....	£1,303	11	7		7
Do. do. Appropriations of 1842,.....	3,460	16	1—	4,764	7 8 27
No. 6.—This is a Report upon sundry Accounts furnished by Commissioners appointed to expend Special Grants, it accounts for the expenditure of Appropriations made prior to 1842, and Audited balances to the amount of ..	£1,052	1	7		3
Do. do. Appropriations of 1842,.....	1,000	0	0—	2,052	1 7 2
No. 7.—This is a Report upon sundry Accounts furnished by Commissioners of Bye Roads, it accounts for the expenditure of Appropriations made prior to 1842, and Audited balances to the amount of.....	2,572	9	9½		143
Making a total of.....	£9,388	19	0½		182

Official Letters have been written to all the parties named in Accounts Nos. 1, 2, 3 and 4, requiring them to account for the sums appearing to be in their hands, or pay over the several amounts due, and that otherwise legal proceedings would be instituted against them. In some cases the parties have promised to account, but have not as yet done so; but the greater portion have paid no attention to the communications, and some have refused to take the Letters from the Post Office, and they have consequently been returned to the Audit Office as Dead Letters. In a number of cases, I believe, the parties have expended the monies, but if they have accounted, their Accounts are not to be found in the Appendix to the Journals of the House of Assembly, or amongst the Accounts placed in my hands by the Clerk of the House, and it therefore becomes my duty to include them in the list of defaulters.

As respects the arrearages for Accounts not attested to, and for defective vouchers, I believe the omission of the Commissioners in those respects arose from ignorance, and that in all or nearly all those cases the monies have been bona fide expended, and as the attempt to enforce their collection, or even to have a thorough investigation of each case, will be attended with much difficulty and expense to the parties, I should suggest the expediency and propriety of an Act or Resolution of the Legislature being passed to authorize the Auditing of those Accounts in their present state.

Reports 5, 6 and 7, shew some cases of balances due the Province, and defective vouchers; in all those cases the parties have been called upon, or will forthwith be called upon, to pay over the balances due by them, and to give such explanations or data as will enable me to complete the Audit of their respective Accounts.

F. P. ROBINSON, *Auditor.*

Office of Audit, Fredericton, January 11, 1843.

Office of Audit, Fredericton, 23d February, 1843.

REPORT

Upon the Accounts of the Commissioners of Government House for expenses incurred during the year 1842, keeping the Buildings in repair, &c.

No. 1. Is the General Account of the Commissioners, made up as follows:—

1.—James Taylor and Company's Account, for Lumber, Brick, Nails, Stove, Hinges, &c.....	£25 12 6½	
Do. paid for Drugget to Parks & Hegan,.....	6 14 6	
Do. paid Wages of Carpenter and Labourers,....	121 10 4—	£153 17 4½
2.—Thomas Aikins, Upholsterer's Account for sundry jobs at Government House, in all 1842,.....		4 11 6
3.—Thomas Stewart's Account for Tin, Locks, Nails, &c....		3 19 3
4.—Joseph Armour's Account for Cartage of Boards, &c.....		2 12 9
5.—Charles P. Smiler's Account for Glazing and Whitewashing, &c.		20 15 6
6.—Harris and Allen's Account for Grate, Furnace, &c.....		7 13 7
7.—G. and M. Buchanan's Account for repairing Water Pipes, Force Pump, Hall Lamp, &c.....		4 13 6
8.—Elliott & Smith's Account for repairing Grates, &c.....		1 18 9½
9.—William Cunningham's Account for making dumb Stove, Stove Pipes, and Fire Board,.....		5 7 4
10.—Robert Chestnut's bill for Nails,.....		0 9 0
11.—George Turner's Account for repairing Fences,.....		1 12 6
Total of General Account,.....		£207 11 1

This Account is correctly made up, and is attested to by Benjamin Wolhaupter, Esquire, the Managing Commissioner; it is accompanied by detailed Accounts, shewing the particulars which comprise the amount of expenditure; the names of the Mechanics and Labourers, and the time they were employed, (certified by the principal workman on oath,) and their respective rates of wages: the charges are at the usual credit rates, and as such are not unreasonable; but had the Commissioners been in funds to pay for the outlays as they occurred, many of the items, and particularly the wages of the Mechanics and Labourers, and the Glazier's Bill, should have been charged at lower rates.

No vouchers for payments accompany the Commissioner's Account, and no charge is made for Commission or superintendence.

No. 2.

No. 2. Is an Account of James Taylor, Senior, & Co. made up as follows :—

April 16th, 1842, paid 1 per cent. discount on Draft on the Province Treasurer, for £1850 1 2; amount of Account to February 1842,.....	£18 10 0
Interest on ditto to April 1843,.....	1 2 2
	<hr/> £19 12 2
Paid S. Barker for 4½lb Wire got September 1841,.....	£0 3 7
Jonathan Harding's Account for sundries furnished in 1839 and 1840, per Account rendered,.....	9 13 2— 9 16 9
	<hr/> £29 8 11

This Account is not attested to, and is not accompanied by any vouchers; if the principle of making any allowance for discounts on Warrants be conceded, the Messrs. Taylor's charge of one per cent. is reasonable; the bills of S. Barker and J. Harding are charged at the current rates, and I do not find that they have been previously liquidated.

F. P. ROBINSON, *Auditor.*

Office of Audit, Fredericton, 23d February, 1843.

REPORT

Upon the Accounts of the Commissioners of the Marine Hospital, Saint John;
for the year 1842.

This is an Account of expenditures in support of the Marine Hospital in the City of Saint John, during the Year ending the 31st December, 1842, and is made up as follows :—

Provisions, being 5205 Diets,.....	£213 8 5
Fuel,.....	43 8 4
Buildings and Grounds,.....	183 18 4
Contingencies,.....	132 5 7
Washing,.....	21 17 11
Wages, Stewart, £40, Matron, £15, Servant, 1s. p. day,	73 5 0
Medical Officer,.....	125 0 0
Medicines,	24 16 11
Secretary and Treasurer,.....	50 0 0
Total expenditure, per Account,.....	<hr/> £868 0 6
They credit—	
Monies received from the Treasury in 1842,.....	£865 0 0
Less—Due the Commissioners, last Account,.....	11 0 0
	<hr/> £854 0 0
Allowance made on Beef,.....	£3 4 11
Do. do. Bread,.....	2 17 1— 6 2 0
Rent of Lots at Hospital,.....	2 0 0— 862 2 0
	<hr/>
And they shew a balance due them, of.....	£5 18 6
The following sums must however be surcharged the Commissioners until they furnish satisfactory vouchers in the place of the defective ones which accompanied the Accounts, viz :—	
Carried forward,.....	<hr/> £5 18 6

<i>Brought forward</i> ,.....	£5 18 6
J. M'Grigor's Accounts for digging Graves, vouched by his placing his X to the receipt, not witnessed,—12s.—6s....	£0 18 0
The like deficiency to John Morgan's receipt, for Straw,	2 0 0
Do. John Small's receipt, for Straw,.....	1 5 0
Do. John Morrison's receipt, for Lime,.....	0 7 3
Do. Barth'w. Driscoll's receipt, for Pickets & Posts,....	8 13 2— 13 3 5
Balance against Commissioners,.....	£7 4 11

The Accounts are made up very correctly, and are accompanied by satisfactory vouchers, excepting the items above mentioned and the Secretary and Treasurer's Salary, for which no voucher has been furnished. The expenditures comprise an outlay of £183 18 4 for building Walls and Fences and improving the Grounds and Buildings. Some of the charges for Groceries and Provisions appear to be remarkably high; for instance, Candles by the quantity throughout the year, at 1s. 2d. per lb; Tea, 4s. and 4s. 3d. per lb; and Beef, 4½d. per lb; but in the latter case a reduction of ½d. per lb for part of the year, and of ¼d. per lb for the residue of the year, was made. A charge of £12 10s. is made for Office Rent, and is properly vouched; and a charge of £1 18s. is made for filling in earth around the Posts by E. Gibson, whilst Mr. Gibson's receipt for £1 18s. specifies to be in payment for Painting done by him. The Commissioners, Robert W. Crookshank, John Ward, Junior, and R. M. Jarvis, have attested to the General Account. The balance charged as due from last Account (£11) cannot be checked, as the Account has not been furnished me.

F. P. ROBINSON, *Auditor*.

Office of Audit, Fredericton, 15th February, 1843.

REPORT

Upon the Accounts of the Commissioners of the Provincial Penitentiary from the 1st of April to the 31st December 1842.

No. 1. Is an Account of expenditures by the Commissioners of the Penitentiary in the month of September 1842, (1st to 30th).....	£316 14 10½
Less—Articles purchased for the Alms House,	0 9 0
	£316 5 10½
No. 2. Is an Account of expenditures in the month of October 1842,.....	£255 2 7
Add—Balance of errors to credit,.....	0 1 5
	255 4 0
No. 3. Is an Account of expenditures in the month of November 1842,.....	130 15 2½
No. 4. Is an Account of expenditures in the month of December 1842,.....	209 0 5½
Total expenditure from September 1st to December 31st 1842,	£911 5 6½
No. 5. Is an Account of balances due from the former Commissioners of the Penitentiary on expenditures, from the 1st of April to the 1st of September, 1842,.....	£169 7 9½
<i>Carried forward</i> ,.....	£169 7 9½ £911 5 6½

	<i>Brought forward</i> ,.....	£169 7 9½	£911 5 6½
No. 6.	Is a Report from the Chairman of the Commissioners setting forth that the sum of £193 9 7 is due sundry persons to the 31st December, 1842,.....	193 19 7 —	363 7 4½
No. 7.	Is a Despatch from the Province Secretary, stating that £27 15 was directed to be appropriated for the purchase of a pair of Horses for the use of the Penitentiary,.....		27 15 0
			<u>£1302 7 11</u>

From which deduct—

No. 3.	Received in November for 19 day's diet of a Soldier,.....	£0 11 10½	
No. 4.	Received in December for Soldier's diets,.....	26 9 9 —	27 1 7½
	Balance of expenditure, &c. over Returns ,.....		<u>£1275 6 3½</u>

Which has been met as follows:—

No. 1.	Warrant on the Treasury, being an appropriation by the order of the Executive, paid in September 1842,.....	£300 0 0	
No. 2.	Warrant advanced by order of the Executive, paid in October 1842,.....	209 17 10	
No. 3.	Do. do. paid in November,.....	100 0 0	
No. 4.	Do. do. paid in December,.....	161 12 0	
—	Do. do. paid 23d January, 1843,.....	100 0 0	
No. 7.	Do. do. issued 27th “ “.....	150 0 0	
—	Do. do. issued 6th Feb. “.....	241 2 4½	1262 12 2½

	Balance claimed by the Commissioners as due to the 31st December, 1842 ,.....	<u>£12 14 1</u>
--	--	-----------------

	Appropriations and advances brought down,.....	£1262 12 2½
	Deduct appropriation under 5th Victoria, Cap. XXV. Sec. 7,.....	300 0 0

Total of Warrants issued by order of the Executive as advances, £962 12 2½

F. P. ROBINSON, *Auditor*.

REPORT

Upon the Account of the Commissioners for the Passamaquoddy Bay Packet.

This is an Account of Harris Hatch, Thomas Wyer and Wilford Fisher, for the expenses of running a Packet between Grand Manan, West Isles, Campo Bello, &c. from the 4th June, 1841, to the 4th December, 1842, and is made up as follows:—

Allowance paid Captain Lamb for running the Packet for one year ending the 4th June, 1842, per voucher No. 1,.....	£150 0 0
Allowance paid ditto for running the Packet the half year ending the 4th December, 1842, per voucher No. 2,.....	75 0 0
Commission to Colonel Wyer, one of the Commissioners for attending to the Packet, paying and receiving the money, for the year ending 4th June, 1842,.....	7 10 0
<i>Carried forward</i> ,.....	<u>£232 10 0</u>

<i>Brought forward</i> ,.....	£232	10	0
They credit—			
Balance on hand 4th June, 1842,.....	£15	16	2
Grant from the Legislature for year ending 4th June, 1842,	150	0	0
Do. do. half year ending 4th Dec. 1842,	75	0	0—
	240	16	2
Balance due the Province 4th December, 1842,.....	£8	6	2

The Account is correctly made up, and properly vouched; the Commissioners have not charged any commission on the last half yearly payment to Captain Lamb, and they state that they are in advance for the amount, (£75, less the balance unexpended) not having yet received it from the Treasury.

F. P. ROBINSON, *Auditor*.

Office of Audit, Fredericton, 20th February, 1843.

REPORT

Of the Auditor upon sundry Accounts furnished by Indian Commissioners.

COUNTY OF KENT.

No. 1. JOHN W. WELDON, COMMISSIONER.

Grant 1841.—£20, part of £300,.....	£20	0	0
Expenditure as per Audit of June 24, 1842,.....	20	0	1½
Due the Commissioner,.....	£0	0	1½

The Account is now attested to, and accompanied by satisfactory vouchers, excepting for the expenditure of 11s. 6d. for which no voucher is produced, but for the absence of which the Commissioner has satisfactorily accounted.

COUNTY OF NORTHUMBERLAND.

No. 2. WM. ABRAMS AND MICHAEL EGAN, COMMISSIONERS.

Grant 1841.—£100, part of £300,.....	£100	0	0
Balance due Commissioners to 16th April, 1841, as per Account rendered,.....	£1	3	6
Advances of Seed Potatoes and Cash to distressed Indians, from the 16th of April, 1841, to the 1st January, 1842,.....	100	5	0—
	101	8	6
Due the Commissioners,.....	£1	8	6

The Account is attested to, and vouched by the Accountant who made the advances, and is satisfactory.

No. 3. WM. ABRAMS AND MICHAEL EGAN, COMMISSIONERS.

Grant 1842.—£100, part of £300,.....	£100	0	0
Due the Commissioners on expenditures for 1841, per audited Account,.....	£1	8	6
Advances of Seed Potatoes and Cash to distressed Indians from the 1st January to the 5th Dec. 1842,	98	13	0—
	100	1	6
Due the Commissioners,.....	£0	1	6

The

The Account is attested to, and vouched by the Accountant who made the advances; it is satisfactory.

COUNTY OF WESTMORLAND.

No. 4. DANIEL HANINGTON, COMMISSIONER.

Grant 1840.—£20, part of £300,.....	£20	0	0
Due the Commissioner on expenditures to February 1841, per Account then furnished,.....	£0	5	5
Advances of Cash, Provisions, Clothing, Seed, &c. to infirm and destitute Indians at the Aboushagen and vicinity from October 1841 to May 13, 1842, 19 14 7—	£20	0	0

The Account is attested to, and vouched by Joseph and Francis Xavier, for the Indians of Aboushagen and vicinity.

COUNTY OF YORK AND RIVER SAINT JOHN.

No 5. THOMAS C. LEE AND WM. T. PETERS, COMMISSIONERS.

They credit—

Sundry Donations and Appropriations from March 31, 1837, to April 3, 1841,.....	£570	3	11
Grant 1841.—Part of £300,.....	100	0	0
Grant from Civil List Fund, 5 quarters ending 30th June, 1842, £60 per annum,.....	75	0	0
	£745	3	11

Which is accounted for as follows :—

Advances of Seed, Provisions, Clothing, Blankets, Medicines, Medical Assistance, &c. to infirm and indigent Indians located between Madawaska and the Mouth of the River Saint John, from June, 1837, to June, 1841,.....	£585	2	5
Like advances from June, 1841, to June, 1842,.....	157	11	2
Balance paid to the present Commissioner, Doctor Tol- dervy, per his receipt,.....	2	10	4
	£745	3	11

These Accounts are attested, and correctly made up, and the advances made since June 1841 are properly vouched. No vouchers are furnished for the advances previously made.

COUNTY OF GLOUCESTER.

No. 6. THOMAS M. DEBLOIS, COMMISSIONER.

Due Commissioner per Account rendered 5th July, 1842. See Auditor's Re- port, No. 2, 14th July, 1842,.....	£24	2	6
Sundry payments to and for infirm and destitute Indians, to Oc- tober 27, 1842,.....	8	14	0
	£32	16	6
Less—Refund of Expenses advanced in conveying Restigouche Indian Delegation to Dalhousie,.....	6	3	0
Balance due Commissioner per Account,.....	£26	13	6

Mr. Deblois' Account is unaccompanied by any vouchers, and is not attested; it is therefore not satisfactory.

F. P. ROBINSON, Auditor.

Office of Audit, March 15, 1843.

Memorandum of Indian Grants for the Years 1841 and 1842.

Grant of 1841,..... £300 0 0

Accounted for—

Warrants.

242	York,	Messrs. Lee and Peters,....	£100	0	0
243	Northumberland,	Abrams and Egan,.....	100	0	0
244	Kent,	Hon. J. W. Weldon,.....	20	0	0
245 {	Gloucester,	T. M. Deblois, Esquire, }	60	0	0
	Restigouche,	A. Barberie, Esquire, }			
			£280	0	0

Not accounted for—

282 {	Saint John,	M. H. Perley, Esquire, { £5 }	20	0	0
309 {		{ 15 }			
				£300	0 0

Grant of 1842,..... £300 0 0

Accounted for—

Northumberland,	Messrs. Abrams and Egan,	£100	0	0
	Captain O'Halaran,.....	15	18	7
			£115	18 7

Not accounted for—

York,	Doctor Toldervy,.....	100	0	0
Unappropriated,.....		84	1	5
				£300 0 0

The payment to Captain O'Halaran of £15 18 7 was on account of expenses of the Restigouche Indian Delegation, and has been refunded to the Province Treasurer by the Imperial Government. Doctor Toldervy states that he has not yet received the appropriation of 1842.

F. P. ROBINSON, Auditor.

Office of Audit, March 15, 1843.

Office of Audit, Fredericton, 18th February, 1843.

REPORT

On the Accounts of the Commissioners of Provincial Light Houses for the year ending 31st December, 1842.

Bay of Fundy Light Houses, superintended by Commissioners residing at Saint John.

No. 1. Is the General Account of the Commissioners for supplies and expenditure made up as follows:—

Expenditures for Beacon Light House,.....	£89	2	3
Do. for Point Lepreau Light House,.....	18	3	7
Do. for Quaco Light House,.....	104	4	7
Do. for Gannet Rock Light House,.....	79	2	11
Do. at Partridge Island Light House,.....	33	3	7
Do. at Cape Enrage Light House,.....	25	11	5
Carried forward,.....	£349	8	4

<i>Brought forward</i> ,.....	£349	8	4
General Account of expenditures for Oil, Wick, Burners, Storage and Travelling expenses of Commissioners,.....	502	1	10
Salaries to Keepers:—			
Gannet Rock, Mr. Kent and Assistant,.....	£200	0	0
Quaco, " Lamb,.....	100	0	0
Partridge Island, " Reed,	100	0	0
Beacon Light, " Lane,.....	100	0	0
Cape Enrage, " Munson,.....	100	0	0
Lepreau, " Pettingell,.....	100	0	0— 700 0 0
			£1,551 10 2

NOVA SCOTIA LIGHTS.

Allowance toward Brier Island Light,.....	£100	0	0
Half the expense of Cape Sable Seal Island Light,....	152	5	2— 252 5 2
Commission charged on amount of detailed expenditures £851 10s. 2d. at 5 per cent.		42	11 6
Total expenditure per Account,.....	£1846	6	10
They credit—			
Balance due the Province 31st December, 1841,.....	£40	11	0
Monies received from the Treasury in 1842,.....	1850	0	0
Oil sold in 1842,.....	45	1	10—1935 12 10
And they shew a balance in their hands of.....	£89	6	0
To which must be added—			
Charge for Office Rent in 1841, disallowed as per Report of the Committee on Light Houses of the 3d March, 1842,.....		9	7 6
		£98	13 6

And the following items, until satisfactory vouchers be furnished:—

In Beacon Light expenditure, no witness to Barny Doherty's X, receipt for 30s.....	£1	10	0
In Partridge Island Light expenditure, do. do. receipt for 105s.....	5	5	0
In General Account of expenditures, no witness to James Lowler's X, receipt for 100s.....	5	0	0— 11 15 0
Balance due the Province as Audited,.....	£110	8	6

The Accounts are clearly and methodically made up, and are accompanied by a Report from the Commissioners, and several Tenders and Letters connected with the purchase of Oil, and the construction of a Breakwater or Wharf at Quaco; they are attested to, and with the exceptions noticed above, they are satisfactorily vouched, all but the payment of the Keeper's salaries, for which no vouchers are furnished.

Saint Andrews, Campo Bello, and Machias Seal Island Light Houses, superintended by Commissioners residing at Saint Andrews.

No. 2. Is the Account Current of the Commissioners, made up as follows:—

Expenditures and outlays for Oil, Wicks, Provisions, Repairs, Travelling expenses of Commissioners, freight of Supplies and all other Contingent expenses of the Saint Andrews, Campo Bello, and Machias Seal Island Light Houses, for the year ending Dec. 31st, 1842, amounting to... £404 11 7			
Commission—5 per cent. on £404 11 7,.....	20	4	6½--£424 16 1½
Balance due Commissioners 31st December, 1841,.....		1	3 3
		£425	19 4½

They credit—	
Cash received from the Treasury in 1842,.....	£427 19 6
And shew a balance due the Province of.....	£1 19 10
To which add—	
Error in bringing forward balance from 1841 should be 22s. 2d. in lieu of 23s. 3d.—Difference,.....	£0 1 1
Error in subtracting the payments from the receipts,.....	0 0 3½— £0 1 4½
Due the Province December 31st, 1842,.....	£2 1 2½

No. 3. Is their Account of payment of Keepers' Salaries for the year 1842, as follows:—

Saint Andrews Light, James Smith, 8 months, and John Pendle- berry, 4 months, at £40, per annum,.....	£40 0 0
Machias Seal Island Light, John Conley,.....	130 0 0
Campo Bello Light, John Snell,.....	120 0 0— £290 0 0
They credit—	
This sum received from the Treasury in 1842,.....	£290 0 0

The Accounts are correctly made, attested to, and regularly vouched, excepting a payment of ½ for Postage, for which no voucher is furnished.

Point Escuminac Light House, superintended by Commissioners residing at Miramichi.

No. 4. Is the General Account of the Commissioners, made up as follows:—

Expenses and outlays for Oil, Plate Glass, Wicks, Travelling expenses of Com- missioners, and other Contingent expenses in 1842,.....	£66 17 3
The Keeper, John M'Ewan's salary,.....	£80 0 0
Do. do. allowance for fuel,.....	15 0 0
Do. do. allowance for procuring Rails and sinking a Well through solid rock,.....	9 2 6— 104 2 6
	£170 19 9
Commission—5 per cent. upon the outlay, including Keeper's salary £170 19 9, is.....	8 11 0
Total amount of General Account,.....	£179 10 9

This Account is clearly and correctly made up; no payments appear to have been made to the Commissioners, from the Provincial Treasury, but by reference to the Bills and Receipts the whole of the expenses and outlays have been paid for by, or furnished through the medium of Messrs. Gilmour, Rankin & Co. who are in advance for it; the charge for Commission on the Keeper's salary, amounting to £4 is not admissible in this Account, being contrary to the Rule laid down in the Report of the Committee upon Light Houses of the 3d March, 1842; the Account is attested to by Alexander Rankin, Esquire, one of the Commissioners, and is accompanied with a Report from all the Commissioners.....

4 0 0

Amount due as Audited,..... £175 10 9

F. P. ROBINSON, *Auditor.*

Office of Audit, Fredericton, 2d March, 1843.

REPORT

Of the Auditor General upon the Attorney General's Accounts for the year 1842.

No. 1. Is an Account of Taxed Bills of Costs due the Attorney General on Prosecutions of Treasury Bonds, as follows :—

No. of Bond, Costs on Judgments obtained, and Extents issued.

99	Simeon L. Lugrin,.....	£8	2	6
"	Daniel Leavitt,.....	8	2	6
95	Gilbert T. Ray,.....	8	2	6
96	Francis Collins and Thomas Watters,.....	8	8	6
83	George A. Munro,.....	10	9	6
84	Ditto,.....	10	9	6
104	S. L. Lugrin, T. P. Crane and J. M'Grath,.....	10	15	0
103	Francis Collins, P. Kehoe and Thomas Watters,.....	10	15	0
102	John O'Donnelly,.....	9	19	6
89	Charles Adam,.....	7	19	6
90	F. Collins, P. Kehoe and Wm. Doherty,.....	10	4	7
89	John Kinnear,.....	13	3	5

Immediate Extent.

114	John M'Conkey,.....	11	12	3
102	E. D. W. Ratchford,.....	7	14	8

On Judgment on Bond.

95	John Kinnear,.....	13	5	2
97	J. Alexander, J. H. Barry, J. Malcolm and George Younger,....	23	13	10

Costs to 31st December, 1842.

116, 117, 118,	Joseph Cunard,.....	5	17	6
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On Bonds disputed in regard to the Act of Assembly regarding the Bubble strength of Rum, now under consideration of the Court.

73	W. H. Street, R. W. Crookshank and Wm. Walker,.....	20	13	7
75	Do. do. do.	20	13	7
78	Neil M'Lean and William Venning,.....	20	13	7
82	E. D. W. Ratchford,.....	17	11	2
"	E. D. W. and Charles E. Ratchford, T. P. Crane and J. M'Grath,	4	2	1
"	E. D. W., Charles E. and Andrew Ratchford, and R. W. Crookshank,.....	4	2	1

On Sci. fa.

114	John M'Conkey and J. Rhodes,.....	3	10	4
"	John M'Conkey and Benjamin Staunton,.....	3	10	4

On defence of Beverley Robinson, Province Treasurer, at the Suit of Wm. Hammond, to recover money paid under the disputed Act, relating to the Bubble strength of Rum, the decision of the Judges not being given, the Costs cannot be finally made up for taxation, but will exceed the sum of.....

40 0 0

Summed up by the Attorney General, as.....	£314	12	2
Error in excess, in summing up,.....	0	10	0

Amount of the Attorney General's Account, No. 1, £314 2 2

No. 2. Is a statement of Bonds, returned in the Attorney General's Account of January 1841, as in Suit and unsettled, and is as follows:—

Bonds which have been paid in 1842.

64	J. T. Hanford and Samuel Gould, due on Bond, ..	£36	3	9		
	Interest to date of Vend. Ex.....	4	4	0		
					£40	7 9
66	S. Gould and J. T. Hanford, due on Bond,	£36	3	0		
	Interest,	4	4	0		
					40	7 0
67	S. Gould and J. T. Hanford, due on Bond,	£131	17	3		
	Less by Drawback,	8	17	0		
		£123	0	3		
	Interest,	14	14	0		
					137	14 3
68	S. Gould and J. T. Hanford, due on Bond,	£20	18	1		
	Interest,	2	8	0		
					23	6 1
69	S. Gould and J. T. Hanford, due on Bond,	£137	18	6		
	Interest,	13	5	0		
					151	3 6
70	Wm. Doherty and F. Collins, due on Bond,	£32	2	6		
	Interest,	3	14	3		
					35	16 9
	Paid in 1842, on Bonds in Suit prior to 1841,				£428	15 4
	<i>Bond still in Suit, Extent not returned.</i>					
63	Samuel Gould and J. T. Hanford, due on Bond,				143	6 0
	Total amount, including £42 9 3 Interest,				£572	1 4

No. 3. Is a statement of Bonds placed in the Attorney General's hands in the year 1841, and returned by him as in Suit and unsettled, in January 1842, and is as follows:—

Bonds which have been paid in 1842.

72	J. T. Hanford and S. Gould, due on Bond,	£141	6	6		
	Interest,	4	4	0		
					£145	10 6
76	J. T. Hanford and S. Gould, due on Bond,	£82	16	0		
	Interest,	5	18	0		
					88	14 0
77	J. Faulkner and 2 others, due on Bond,	£91	12	0		
	Interest,	5	14	0		
					97	6 0
83	G. A. Munro and 2 others, due on Bond,				49	4 0
84	G. A. Munro and 2 others, due on Bond,				87	17 8
85	George Salter and E. W. Faulke, due on Bond,				57	9 1
87	G. A. Munro and 2 others, due on Bond,				40	17 3
88	F. Collins and 2 others, due on Bond,				39	3 6
91	J. Walker and W. Hutchinson, due on Bond,	£42	11	7		
	Interest,	1	5	6		
					43	17 1
92	Asa Willard and 2 others, due on Bond,	£42	11	7		
	Interest,	0	10	0		
					43	1 7
	Paid in 1842, on Bonds placed in the Attorney General's hands in 1841, including £17 11 6 Interest,				£693	0 8

<i>Brought forward,</i>		£693	0	8
<i>Bonds still in Suit.</i>				
73	W. H. Street, R. W. Crookshank and W. Walker,	£205	0	0
74	J. T. Hanford and Ratchford and Brothers,.....	118	2	0
75	W. H. Street, R. W. Crookshank and W. Walker,	209	10	0
78	W. M'Lean and Wm. N. Venning,.....	75	0	0
79	W. H. Street, R. W. Crookshank and W. Walker,	146	0	0
80	W. H. Street, R. W. Crookshank and W. Walker,	207	0	0
81	E. D. W. and C. E. Ratchford, T. P. Crane and J. M'Grath,.....	220	12	6
82	E. D. W., C. E., and A. F. Ratchford and R. W. Crookshank,.....	40	14	6
86	T. L. Nicholson and S. J. Samuel, { Extent in } 27 5 6			
89	G. A. Munro, J. Kinnear and J. Adam, { Sheriff's } 247 13 0			
90	F. Collins, P. Kehoe and William Doherty,.....	43	4	6
120	Saint John Bridge Company and Sureties, Judgment recorded and Extent stayed by order of Go- vernor and Council,.....	6000	0	0
121	James Campbell, John Kerr and John M'Masters, cause tried, verdict for the Crown, deficiency claimed,.....	2203	1	3
Due on Bonds placed in the Attorney General's hands in 1841,.....		9,743	3	3
Amount of Statement No. 3,.....		£10,436	3	11

No. 4. Is a Statement of Bonds placed in the Attorney General's hands between 1st January and December 31, 1842, none of which have been collected, and is as follows:—

93	S. M. Chamberlain and E. W. Greenwood, Auctioneer's Bond, due for duty,.....	£9	5	9
94	John Lordly, Samuel Skinner and Samuel Bustin, Auctioneer's Bond, £500 penalty.			
95	Geo. A. Munro, John Kinnear and Gilbert Ray, balance due,	79	13	10
96	Francis Collins and Thomas Watters, balance due,.....	91	7	6
97	John Alexander, John H. Barry, James Malcolm and George Younger, balance due,.....	252	0	9
93	Neil M'Lean and Richard Sutton, amount,.....	25	13	9
99	Simeon L. Lugrin and Daniel Leavitt, balance due,.....	112	13	4
100	James Caie and James F. Blanchard, " "	77	10	10
101	Ditto ditto, " "	70	1	3
102	John O'Donnelly, E. D. W. Ratchford and Charles Ratch- ford, balance due,.....	54	0	8
103	Francis Collins, Philip Kehoe and Thomas Watters, balance due,	180	0	0
104	Simeon L. Lugrin, Thos. P. Crane and John M'Grath, ditto,....	84	17	8
105	Wm. Hammond and Charles Ward, amount due,.....	1,199	18	0
106	E. D. W., C. E. and A. F. Ratchford, R. W. Crookshank and Wm. Walker, amount due,.....	444	5	0
107	Ditto, ditto, ditto, balance due,.....	104	10	0
108	Wm. H. Street and S. L. Lugrin, ditto, ditto,	198	4	0
109	Wm. Hammond and S. L. Lugrin, amount due,.....	390	19	6
110	E. D. W. and C. E. Ratchford, R. W. Crookshank and Wm. Walker, balance due,.....	332	14	0
111	Jonathan C. Black, Thomas Estey and James E. Black, bal. due,	76	13	4
112	George and Joseph Salter and Wm. D. Faulke, amount due,....	38	7	7
113	Ditto, ditto, ditto, balance due,....	45	3	0
114	John M'Conkey and J. R. Rhodes, ditto,	90	7	4
115	John M'Conkey and Benjamin Stanton, ditto,	35	0	0
<i>Carried forward,</i>		£3993	7	1

	<i>Brought forward</i> ,.....	£3993	7	1
116	Joseph Cunard and Rt. Morrow, amount due,.....	294	0	9
117	Ditto, ditto, ditto,	216	8	1
118	Ditto, ditto, ditto,	134	1	5
119	Thomas Harding, Junior, and Thomas Raymond, balance due,	25	2	6

Amount of Bonds placed in Att'y. Gen's. hands in 1842, by his Acct.... £4,662 19 10

No. 5. Is the Account Current of the Attorney General with the Province, as follows :—

Amount received on Bonds, per No. 2,.....	£428	15	4
Do. do. do. " 3,.....	693	0	8

Summed up by him as..... £1121 3 9

He takes credit for—

Payments to Province Treasurer per Receipts Nos. 1,

2, 3, 4 and 5,..... £756 7 1

Amount of Taxed Bills of Costs due him by Account

No. 1,..... 315 5 5

Commission—4 per cent. on collections,..... 44 16 0—1116 8 6

And he shews a balance due the Province of..... £4 15 3

From this deduct—

Short credit taken on payments to the Treasurer, the amount per Receipts (including one for £28 14 4 given in October 1841, which the Attorney General states did not come into his hands until in 1842) being £756 17 11,.....

0 10 10

£4 4 5

And add—

Amount received on Bonds, summed up £1121 3 9, should be £1121 16s. error..... £0 12 3

Amount of Taxed Bills of Costs, error in summing

up, 10s. in transferring, 13s. 3d:..... 1 3 3— 1 15 6

Balance due the Province by the Attorney General's Account Current, deducting Arithmetical errors,.....

£5 19 11

The Attorney General should have paid over to the Treasurer the whole amount of his collections, and have waited for his costs until it was ascertained that nothing could be obtained from the Defendants, and in such cases, as well in Suits defended by him on behalf of the Province, he should have rendered his Bill of Costs and applied to the Legislature for payment, in lieu of retaining the Public Money in his hands to meet it; the amount of his Bill of Costs must therefore be added to the balance for which he has to account,.....

314 2 2

If the charge of 4 per cent. for collections, in addition to costs, be recognized, it cannot be allowed before the monies are paid to the Treasurer; the per centage on the balance due by the Attorney General must therefore be added to the balance, viz:—4 per cent. on £333 8 10,.....

13 6 9

Correct balance due by the Attorney General of Monies received by him in 1842, on Treasury Bonds placed in his hands for collection,.....

£333 8 10

RECAPITULATION.

 RECAPITULATION.

Bonds still in suit in No. 2,.....	£143	6	0
Ditto, ditto, No. 3,.....	9,743	3	3
Ditto, ditto, No. 4,.....	£4,662	19	10
Bonds sent to the Attorney General by the Treasurer, not shewn in the Attorney General's Acct. No. 4,	50	16	8
	<hr/>	£4,713	6 6
Total amount of Provincial Bonds in suit, including those defended under the disputed Act respecting the Bubble strength of Rum,	£14,599	15	9
Amount due by the Attorney General on collections in 1842, in cash,	333	8	10
Due the Province in Bonds and Cash,.....	£14,933	4	7

The Attorney General's Accounts prior to 1842 not having been furnished the Auditor, and no Audit of them since the Session of 1837 appearing on the Journals of the House of Assembly, a statement of the balance due on the 31st December, 1842, (if any,) cannot now be furnished for want of data.

The charge of 4 per cent. for collections has not been deducted from the sum actually paid the Treasurer, as a similar charge appears to have been allowed on former occasions; but as no Legislative Act or Resolution appears in support of it, the Auditor considers it necessary to submit it specially for consideration.

F. P. ROBINSON, *Auditor.*

Account of Payments made in each year since 1839, for Surveys of Land made for the Crown in this Province, and the situation of the surveyed Tracts.

No. of Warrant.	Year.	To whom paid.	Situation and Remarks.	Amount.
149	1840	Amasa P. Flaglor,	Re-survey of Lines run by Deputy Wm. Mahood, near Magaguadavic, under an Order in Council,	£37 15 1
169		John Collins,	Surveying Lots for Settlement at the Grand Lake in 1839,	10 0 0
234		B. Wolhaupter for Deputy Price,	Special Survey to ascertain the vacant Land in rear of Oak Point, Miramichi,	29 1 6
246		Amasa P. Flaglor,	On Account, Surveying Settlement Lots near the Gagetown Road, Queen's,	25 0 0
			Amount paid in 1840,.....	£101 16 7
290	1841	John M'Caun,	The sum of £105 4s. additional was paid to Deputy Salter in 1840 for Surveying the Pokemouche and Tracadie Rivers in 1838.—Warrant No. 185.	
295		Beverley R. Jouett,	An advance made by him for Surveying certain Islands, near Magaguadavic, and returned, as it was considered not advisable to comply with his application to purchase them,	£2 0 0
309		J. S. Saunders for J. Wilkinson,	Surveying Lots for Settlement near the Harvey Settlement, York,	25 10 0
342		Beverley R. Jouett,	In part of the expense of Surveying the rear line of the Grant to Garret Jacobus and others, Queen's Co.	10 0 0
345		Thomas O'Keleher,	Lots for Settlement, Hanwell, York County,	9 12 8
346		Samuel L. Wilnot,	Do. Queen's and Saint John's Counties,	24 15 0
348		Amasa P. Flaglor,	Do. Westmorland County,	18 15 0
356		Joseph Hunter,	Do. Victoria Settlement, Sunbury and Queen's,	127 3 0
...		Allen M'Lean,	Do. near Campbelltown, Restigouche,	38 19 0
...		William Mahood,	Do. Maxwell Settlement, York County,	18 7 0
357		James Davidson,	Survey of Land near Magaguadavic ordered in Council,	4 2 6
331		Joseph Ross,	Survey of Beaches in Repayment of expense Land was not granted to him,	13 5 0
			Amount paid in 1841,.....	£297 9 2
381	1842	H. M. G. Garden,	Lots for Settlement, in the County of Carleton,	£82 10 0
...		John Davidson,	Do. Howard Settlement, York County,	30 0 0
387		J. G. Layton,	Do. in the County of Kent,	23 0 0
391		Beverley R. Jouett,	Do. near the Harvey Settlement, York County,	83 10 0
393		A. McNeil,	Do. in the County of Gloucester,	55 1 0
402		Allen M'Lean,	Do. Maxwell Settlement, York County,	22 16 0
			Carried forward,.....	£275 17 0

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No. of Ward.	Year.	To whom paid.	Situation and Remarks.	Amount.
407	1842	M. Carruthers,	Lots for Settlement, in the County of Northumberland,	£275 17 0
...		Samuel Mahood,	do. Gagetown Road, Queen's County,	55 0 0
415		William Mahood,	do. near the Magaguadavic, Charlotte County,	26 15 0
402		Allen McLean,	do. New Durham Settlement, York County,	12 7 6
415		Jacob Allen,	do. Washademoak, Queen's County,	27 11 9
402		H. M. G. Garden,	do. Eel River Settlement, Carleton County,	22 8 0
...		John Davidson,	do. in the County of Carleton,	33 15 0
417		Beverley R. Jouett,	do. West of the Nerepis Road, Sunbury,	29 5 0
428		Robert Snell,	do. at the Washademoak, Queen's County,	101 0 0
415		H. M. G. Garden,	do. Monnment Settlement, Carleton County,	4 5 0
485		Beverley R. Jouett,	do. Teetotal Settlement, York County,	46 10 0
434		H. M. G. Garden,	Deductions made on Account, allowed on explanation,	42 0 0
416		John Davidson,	Town and Settlement Lots, Grand Falls, Carleton,	2 18 9
415		Allen McLean,	Settlement Lots, at New Durham Settlement, York County,	118 7 0
436		J. Cunningham,	do. do. Mechanics' Settlement, King's and Westmorland,	16 7 0
438		William Mahood,	In part of Survey Highland Society Settlement, Charlotte County,	50 0 0
			Amount paid in 1842,.....	7 4 0
				£871 11 0

Since the year 1839, Applicants for Land were required to pay for all detached Surveys before the Executive would entertain their Petitions; in the year 1840 no Surveys were ordered excepting under very special circumstances, and in consequence the outlays for Surveys of Land in that year was very small. In March, 1841, the House of Assembly addressed His Excellency the Lieutenant Governor, praying "That His Excellency would be pleased to cause to be surveyed in each County one or more Blocks of Land fit for immediate settlement, not exceeding two thousand acres in each Block, and laid off in Lots of one hundred acres each, with a reserved Road through the centre, and that the Lots on one side only of such Roads be sold in the first instance, on the most favorable terms that the Law will admit of, reserving the Lots on the opposite side for future sale." In consequence of this Resolution a number of Surveys were ordered in 1841, some of which were completed and paid for in that year, and some were not completed and paid for until in 1842. In the latter year the stagnation of business which pervaded the Province induced many Tradesmen and others to apply for Land with the intention of becoming Agricultural Settlers, and to meet their views and carry into effect the spirit of the Resolution of March, 1841, the Executive ordered Surveys to be made at such places as bodies of associated Applicants pointed out, to the extent of one hundred acres to each Applicant, fifty acres of which were disposed of by Public Auction at an advance of three pence per acre on the usual upset price, to meet the expense of Surveying; the remainder of the Surveyed Tracts was retained for future disposal. Orders to Survey Crown Lands in 1842 have been principally confined to such Association Surveys, the expense of Surveying being to be reimbursed on sale of the Land.

Office of Audit, February 28, 1843.

F. P. ROBINSON, Auditor.

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